

ALASKA LEGISLATURE

1317

HOUSE and SENATE FINANCE COMMITTEE FILES, 1995-1996

*Withdrawn 4/19/95*

SENATE FINANCE  
COMMITTEE

Amendment Number: 91

Bill Number: HT 100

Sponsor: \_\_\_\_\_ Date: 11-19-95

Logged In By: MS

AMENDMENT

OFFERED IN THE SENATE

BY SENATORS 

TO: HCS HB 100 (FINANCE)

Department of Fish & Game

BRU: Wildlife Conservation

Component: Species Management

Insert: 163.8 Fish & Game Funds

To support a red-toed sloth transplanting and abatement program from Uruguay into Alaska. The red-toed sloth is a chronic pest of the animal kingdom, most well-known for its wanton destruction of human property and agricultural crops; however, it is possible that a remote ancestor of this sloth briefly dwelled in Alaska during the Paleocene epoch. \$100.0 to transplant 5,000 sloths to Alaska; \$63.8 to trap and exterminate the sloths, once they are established here.

SENATE FINANCE  
COMMITTEE

*failed*  
4-19-95

Amendment Number: 92

Bill Number: HR-107

Sponsor: \_\_\_\_\_ Date: 4-19-95

Logged In By: Jfs By Sen. Zharoff

Amendment to HB 100

Under the Department of Community and Regional Affairs, Commissioner's Office, grants line, add 361.0 for Alaska Legal Services Corporation.

Under the Department of Commerce and Economic Development, Tourism, reduce the increase for ATMC by 361.0

Adopted 4-19-95

AMENDMENT NO. \_\_\_\_\_  
SCS CSHB 100(FIN)

By: Senator Halford

Environmental Law BRU

Environmental Compliance Component:

Insert

309.7 GF/Prgm

Exxon Valdez Litigation Component:

Insert

50.0 GF/Prgm

SENATE FINANCE  
COMMITTEE  
Amendment Number: 93  
Bill Number: HB-100  
Sponsor: \_\_\_\_\_ Date: 4-19-95  
Logged In By: ms

SENATE FINANCE  
COMMITTEE

Amendment Number: 94

Bill Number: HB-100

Sponsor: \_\_\_\_\_ Date: 4-19-95

Logged In By: [Signature]

AMENDMENT

OFFERED IN THE SENATE

BY SENATOR HALFORD

TO: SCS CSHB 100(FIN) (Draft dated 4/18/95)

Department of Commerce and Economic Development

BRU: Tourism

Component: Alaska Tourism Marketing Council

Reduce the Alaska Tourism Marketing Council by 300,000 GF.

*4-19-95*

*Adopted ATMC at \$5,415.0*

*4-3*

Adopted 4/20/95

9-GH0022\R.2 ✓

Cramer  
4/20/95

A M E N D M E N T

SENATE FINANCE 95  
COMMITTEE  
Amendment Number: 2nd Revision  
Bill Number: HB100  
Sponsor: \_\_\_\_\_ Date: 4-20-95  
Logged In By: ML

OFFERED IN THE SENATE

TO: SCS CSHB 100(FIN) "R" version dated 4/19/95

1 Page 5, after line 15:

2 Insert new subsections to read:

3 (e) The sum of \$110,000,000 from the available unrestricted cash in the  
4 general account of the revolving fund, Alaska Housing Finance Corporation, is  
5 anticipated to be transferred by the direction of the Alaska Housing Finance  
6 Corporation board to the general fund. The funds shall be deposited to the general  
7 fund when received during fiscal year 1996.

8 (f) Subsection (d) of this section takes effect only if the appropriation in this  
9 Act that appropriates the amount necessary to balance revenue and general fund  
10 appropriations from the budget reserve fund (art. IX, sec. 17, Constitution of the State  
11 of Alaska) to the general fund (sec. 41 of this Act) is approved by the affirmative  
12 vote of at least three-fourths of the members of each house of the legislature and the  
13 appropriation is enacted into law. Subsection (e) of this section takes effect only if  
14 the appropriation made by (d) of this section does not take effect."

15 Reletter the following subsection accordingly.

9-GH0022R.1 ✓  
Cramer  
4/20/95

A M E N D M E N T

SENATE FINANCE  
COMMITTEE

OFFERED IN THE SENATE

TO: SCS CSHB 100(FIN) "R" version dated 4/19/95

Amendment Number: 95 Revised  
Bill Number: HB-100  
Sponsor: \_\_\_\_\_ Date: 4-19-95  
Logged In By: Ans

1 Page 5, after line 15:

2 Insert new subsections to read:

3 "(e) The sum of \$110,000,000 from the available unrestricted cash in the  
4 general account of the revolving fund, Alaska Housing Finance Corporation, is  
5 anticipated to be transferred by the direction of the Alaska Housing Finance  
6 Corporation board to the general fund. The funds shall be deposited to the general  
7 fund when received during fiscal year 1996.

8 (f) Subsection (d) of this section takes effect only if the appropriation made  
9 by sec. 41 of this Act is approved by the affirmative vote of at least three-fourths of  
10 the members of each house of the legislature and the appropriation is enacted into  
11 law. Subsection (e) of this section takes effect only if the appropriation made by (d)  
12 of this section does not take effect."

13 Reletter the following subsection accordingly.

SENATE FINANCE  
COMMITTEE

Amendment Number: 95

Bill Number: HB-100

Sponsor: \_\_\_\_\_ Date: 4-19-95

Logged In By: hjs

AMENDMENT

OFFERED IN THE SENATE

BY SENATORS FRANK & HALFORD

TO: SCS CS HB 100 (FINANCE) (Cramer, Version "R")

Front Section

Page 5

Line 12

Delete            \$70,000,000

Insert            \$110,000,000

*Adopted*  
4-19-95

SENATE FINANCE  
COMMITTEE  
Amendment Number: 96  
Bill Number: HB-100  
Sponsor: \_\_\_\_\_ Date: 4-18-95  
Logged In By: Mj.

4/19/95

AMENDMENT

OFFERED IN THE SENATE

BY SENATOR HALFORD

TO: SCS CSHB 100(FIN) (Draft dated 4/18/95)

Page 5, line 24, after "(b)":  
Insert "and (c)"

Page 5, after line 29:  
Insert a new subsection to read:

"(c) The sum of \$1,600,000 is appropriated from the oil and hazardous substance release prevention mitigation account (AS 46.08.020(b)) on July 1, 1995, to the Department of Community and Regional Affairs for grants for the bulk fuel system repair and upgrade program."

SENATE FINANCE  
COMMITTEE

Amendment Number: 97  
Bill Number: 4A-107  
Sponsor: \_\_\_\_\_ Date: 4-19-95  
Logged In By: Daj's

AMENDMENT

OFFERED IN THE SENATE

BY SENATORS FRANK & HALFORD

TO: SCS CS HB 100 (Finance) (Cramer; Version "R")

Front Section

Insert the following material:

Sec. \_\_\_\_ The sum of \$17,000,000 from the available unrestricted cash in the Alaska Industrial Development and Export Authority revolving fund (AS 44.88.060) is anticipated to be transferred by the direction of the Alaska Industrial Development and Export Authority board to the general fund. The funds will be deposited to the general fund when received during fiscal year 1996.

Sec. \_\_\_\_ The sum of \$8,000,000 is appropriated from the group health and life benefits fund (AS 39.30.095) to the general fund.

*Adopted*  
*4-19-95*

*with draw*  
*4-19-95*

*Detch*

Adopted 4/20/95  
SENATE FINANCE  
COMMITTEE

Amendment Number: 98

Bill Number: HB 100

Sponsor: \_\_\_\_\_ Date: 4-20-95

Logged In By: WJ's

AMENDMENT

OFFERED IN THE SENATE

BY SENATORS FRANK & HALFORD

TO: SCS CS HB 100 (FINANCE) (Cramer, Version "R")

Front Section

Page 9

Line 6

Delete "for personal services"

Line 12

Delete "for personal services"

Line 18

Delete "for personal services"

*Adopted*

4/20/95

SENATE FINANCE COMMITTEE  
9-GH0022R.3  
Cramer  
4/20/95

Amendment Number: 99

Bill Number: HR-100

A M E N D M E N T Sponsor: \_\_\_\_\_ Date: 4-20-95

Logged In By: MS

OFFERED IN THE SENATE

BY SENATORS HALPERD & FRANK

TO: SCS AB 100(FIN), version "R"

1 Page 9, line 20, after "\* Sec. 39":  
2 Insert "(a)"

3 Page 9, after line 25:  
4 Inset a new subsection to read:  
5 "(b) If the unrestricted state revenue available for appropriation in fiscal year 1996  
6 is insufficient, after the appropriation to the general fund made in sec. 40 of this Act, to cover  
7 the general fund appropriations made for fiscal year 1996, the amount necessary to balance  
8 revenue and general fund appropriations is appropriated to the general fund from the budget  
9 reserve fund (art. IX, sec. 17, Constitution of the State of Alaska). If the appropriation made  
10 by this subsection is approved by the affirmative vote of at least three-fourths of the members  
11 of each house of the legislature, the appropriation is made under art. IX, sec. 17(c),  
12 Constitution of the State of Alaska. If the appropriation made by this subsection is not  
13 approved by at least three-fourths vote of each house of the legislature, then the appropriation  
14 is made under art. IX, sec. 17(b), Constitution of the State of Alaska and the amount  
15 appropriated under this subsection is limited to the amount permitted under art. IX,  
16 sec. 17(b)."

17 Page 9, line 30, through page 10, line 9:  
18 Delete all material.

19 Renumber the following bill sections accordingly.

20 Page 10, after line 17:  
21 Delete "(SECTION 44 OF THIS ACT)"

1 Insert "(SECTION 43 OF THIS ACT"

Amend. #100

4/20/95  
Conforming  
Motion  
Front &  
Back  
Sections  
Adopted 5-2

MOTION

OFFERED IN THE SENATE BY SENATORS STEVE FRANK & RICK HALFORD

MOTION: CONFORM BACK PAGES BRU/COMPONENTS TO SCS CSFB 100(FIN) FRONT SECTION

Reflected in the front section - The following items will require adjustments to the "Back Section":

1. Administration - Information Services (Sec. 25)		\$21,860.4
GF/PR	55.0	
I/A RCPTS	21,725.4	
I/A OIL HAZ	80.0	
2. Law - Oil & Gas Litigation (Sec. 26)		\$20,000.0
CBR.	16,840.0	
CORP RCPTS	3,160.0	
3. Military & Veterans Affairs (Sec. 19)		\$ 9,000.0
FEDERAL FUNDS	9,000.0	
4. Department of Transportation - Marine Highway Stabilization (Sec. 32)		\$28,006.6
GF	28,006.6	
5. Department of Corrections - SB 135 (Sec 13)		\$ 2,703.7
PFD FUNDS	2,703.7	

4-20-95

JFC

Re NB100

AHFC

Press

Release

ID: P24

TIK:

HEADLINE: Alaska Housing Finance Rtg on S&amp;PWatch Developing

NY -- S&P CreditWire 4/19/95 -- The G.O. and Eurocommercial paper ratings of Alaska Housing Finance Corp. (AHFC) remain on CreditWatch, where they were placed Feb. 23, 1995 (see table below). However, the CreditWatch implications are revised to "developing" from negative. Developing means the ratings could be raised or lowered, depending upon future occurrences.

The revised implications reflect legislation proposed by Gov. Tony Knowles that includes a State Transfer Plan, which fixes AHFC payments of \$270 million to the state over a five-year period. The revision also reflects an effort by the state to establish a Long-Term Financial Plan in order to ensure the future financial stability of the state through the creation of a Long-Range Financial Planning Commission.

AHFC was placed on CreditWatch with negative implications because of uncertainty over the scope and magnitude of future corporate asset transfers to the state's general fund. The Alaska Division of Legislative Audit released a report on Feb. 9, 1995 identifying \$445 million of AHFC assets that could be withdrawn over the next two fiscal years for state use. This report was the second by the auditors, the first report resulted in a \$200 million incremental transfer of AHFC assets under a board of directors-approved State Payment Plan and, S&P's revision on May 2, 1994 of AHFC's rating outlook to negative from stable.

The governor's proposed legislation holds promise for AHFC's future financial stability and if passed by the Alaska State Legislature in form presented to S&P, AHFC's G.O. and eurocommercial paper ratings will be removed from CreditWatch and the outlook will be revised to stable. If the legislation does not pass, AHFC's ratings will remain on CreditWatch, pending further review.

Specifically, the legislation authorizes enactment of a State Transfer Plan and \$30 million of AHFC G.O. bonds to pay for deferred housing maintenance at University of Alaska campuses. The State Transfer Plan is similar to the State Dividend Plan, which currently is being phased out. This plan resulted in a total earnings distribution of \$114 million to the state. The State Dividend Plan permitted a distribution of the lesser of 50% of AHFC's unrestricted net income, or 50% of AHFC's total net income. Payments to the state under the new State Transfer Plan are capped at \$270 million, payable in four \$50 million installments following the initial transfer of \$70 million in fiscal 1996. Payments in any given fiscal year cannot exceed AHFC's net income as reflected in its audited financial statements for the immediately preceding fiscal year. Therefore, maximum payments for each year under the new plan can only be funded from AHFC's earnings, projected to be in excess of \$100 million for fiscal year 1995. In down years, such as during the 1985-1989 recession in Alaska when AHFC posted losses of close to \$124 million, payments to the state may not occur -- AHFC's \$1.4 billion asset base will be substantially protected for bondholder security.

Another promising development is the legislature's creation on Feb. 10, 1995 of a bipartisan Long-Range Financial Planning Commission. The commission will propose new capital planning procedures and look for ways to promote economic stability by diversifying the state's economy and lessening

dependence on the oil industry. The proposals could ultimately lead to future G.O. debt issuance by the state as declining and volatile oil revenues make it increasingly difficult for the state to continue its practice of funding capital projects on a pay-as-you-go basis.

S&P continues to have some concerns about outright AHFC asset transfers to the state beyond the five-year State Transfer Plan, since AHFC payments represented 10% of the state's unrestricted revenue, the second-largest item overall in fiscal 1995. Moreover, since G.O. debt issuances require voter approval, AHFC's asset base could be a politically more attractive alternative to remedy budget shortfalls resulting from lower-than-forecasted oil revenues.

Despite these concerns, S&P expects that the commission will propose alternatives for the legislature to develop more stable revenue and expenditure budgeting procedures. It is also expected that AHFC's management will successfully collaborate with Gov. Knowles' administration and the legislature over the next five years to devise longer-term and more predictable solutions to resource allocations involving AHFC. A ratings downgrade could occur if agreements that ensure bondholder protection at AHFC's current rating level cannot be reached over the next several years. S&P will continue to monitor the legislation and the commission's findings, due July 15, 1995, for potential effects on AHFC's credit quality, S&P said.  
-- CreditWire

AHFC Ratings Still on CreditWatch; Implications Revised to Developing  
Rating

\$389.95 mil. ins. mtg. prog. bnds. ser. 1977-1, 1977-2, 1977-3, 1978-1, 1990-1, 1993-1	A+
\$46.085 mil. hsg. dev. bnds. ser. 1991A, 1992A, 1993A-E	A+
\$219.3 mil. gen. hsg purpose bnds. ser. 1992A, 1994A	A+
\$300 mil. gen. mtg. rev. bnds. ser. 1991A, 1991C	A+/A-1+
\$32.635 mil. gen. mtg. rev. bnds. ser. 1991B	A+
\$150 mil. eurccommercial paper prog.	A-1

Contact: Peter L. Block (212) 208-1869,  
Michael Forrester (212) 208-1763.

# Standard & Poor's Ratings Group/Tax-Exempt Housing

# FAX

Date: 4/19/95

Number of pages including cover sheet: 3

To: BOB KING

---

---

---

---

---

Phone:

Fax phone: 907-465-3532

CC:

From: PETER L. BLOCK

---

---

---

---

---

Phone: (212) 208-1869

Fax phone: (212) 412-0393

REMARKS:  Urgent  For your review  Reply ASAP  Please comment

BOB - WE WOULD APPRECIATE IT IF ANY PRESS RELEASES THAT YOU SEND OUT WITH REFERENCES TO S&P BE SENT TO US. THANK YOU.

4-19-95  
JFC # 1

# TANANA CHIEFS CONFERENCE, INC.

122 FIRST AVENUE, SUITE 600  
FAIRBANKS, ALASKA 99701-4897  
PHONE 907/452-8251 • FAX 907/459-3850

April 19, 1995

Senate Finance Committee  
State Capital  
Juneau, Alaska 99801-1182

Dear Senators,

As you prepare to vote on cuts within the State Operating Budget, I want to reiterate my concerns in regard to this most important task. First of all, I do wholeheartedly support cutting the budget. At no time do I feel that it is justified to spend more money than the state brings in during any given year.

You as legislators are our elected leaders for Alaska. With that role comes responsibility of the future growth for all of Alaska. I urge you to be strong, wise, and sincere in your task of cutting the budget. As you well know the decisions you make in Juneau have a rippling affect throughout all of Alaska. Therefore, state funded programs and services should be thoroughly analyzed, prioritized and then carefully reduced or cut based on this process, not just recklessly hacked to shreds because someone belongs to one political party or another.

The following cuts proposed by the Senate Finances Committee are of concern to rural Alaska;

A. RATNet, Senate Finance Committee cut \$1,129,700, eliminating service entirely.

**COMMENT:** RATNet provides up-to-date information on our state government activities and essential weather forecasts for two-hundred plus villages and communities throughout rural Alaska. If you want to cut or eliminate RATNet, then why not slowly phase it out over a period of time or provide more education programs and reduce the entertainment programs.

B. VPSO, Senate Finance Committee cut the \$219,000 that the Governor proposed adding for this basic public service.

**COMMENT:** Many villages have little or no public protection service available as it is now. It is disappointing that this long needed increment of funds for the barest of essential community services was denied.

C. ARDOR, Senate Finance Committee cut \$400,000 from the ARDOR program.

**COMMENT:** If the legislature is encouraging or attempting to find ways for people to get off public assistance it does not seem wise for the Senate to reduce ARDOR services which assist in developing short and long term economic development projects throughout rural Alaska.

D. AK Legal Services, Senate Finance Committee cut \$421,000 from the program which essentially eliminated funding for the rural offices of Alaska Legal Services.

**COMMENT:** With this cut it means that lower income urban Alaskans will still be able to depend on free legal services for civil matters through Alaska Legal Services and through Pro Bono services from private attorney firms. Lower income rural Alaskans will be left with none. This certainly does not seem fair or appropriate.

E. Rural Development Assistance (RDA) Grants, Senate Finance Committee cut \$251,300 from RDA grants and \$200,000 from RDA Mini-grants, in effect reducing the number of grants available for economic development projects in rural Alaska.

**COMMENT:** Again, if the legislative majority is serious about getting people off welfare then why cut funding for programs, such as RDA grants, which can assist in achieving that goal? This cut also jeopardizes the federal funding which matches the state grant funds.

F. Designated grants, Senate Finance Subcommittee cut \$576,900 from this program which wiped out funding for Denakkanaaga, the Yukon River Drainage Fisheries Association.

**COMMENT:** Denakkanaaga provides social service programs for the elderly and youth within the Interior of Alaska. The Yukon River Fisheries Association is a grassroots organization which harvests the resource and provides valuable input to state and federal agencies on appropriate management to sustain the resource for future use. I believe that these programs deserve reconsideration as they are programs which have a history of productive use of state dollars.

G. Revenue Sharing, Senate Finance Committee cut \$2,464,000 from this program.

**COMMENT:** Revenue Sharing is used to provide basic public services for rural communities. Not only should it continue to receive funding but it should in-fact be increased to the same level as municipalities.

H. Senate Finance Subcommittee cut \$169,100 from Mt. Edgecombe High School.

**COMMENT:** Many promising students from rural Alaska have attended and continue to attend Mt. Edgecombe High School. Its reputation is that it is one of Alaska's best run schools and has done an excellent job at preparing high school students to continue with their education in college. An institution should not bear the burden of budget cuts as it is educating the children who will be leading Alaska in the future and it is best that we do our utmost to prepare them for that responsibility.

L. Senate Finance Subcommittee cut the Home Care Services Program under Medicaid from \$230,000 to \$86,200.

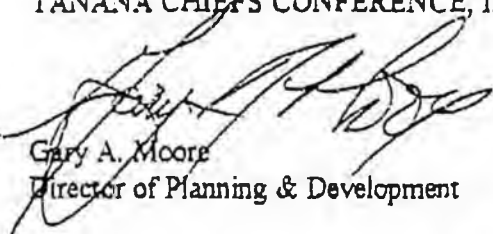
**COMMENT:** A number of clients receiving Home Care services are able to remain at home only because this program exists and it enables them to live where they are comfortable and accustomed to. It also keeps the cost down of institutionalizing them in a home such as the Denali Center or putting them in a hospital were the cost can quickly sky

rocket. In those cases if Home Care Services were not available the cost to the state may end up greater than if the program were to remain in place.

Thank you for taking the time to consider my position on these important budgetary items. If you have any questions please do not hesitate to contact me at 452-8251 ext. #3182.

Sincerely,

TANANA CHIEFS CONFERENCE, INC.



Gary A. Moore  
Director of Planning & Development

cc: All Senators  
Will Mayo, TCC President

4-19-95  
JFC

Estimate of funds available for appropriation for FY96  
(in millions of dollars)

Unrestricted general fund revenues, DOR Spring 1995 forecast, base case @ \$16.52	1,774.7
General fund program receipts/adjustments to revenue	156.4
Federal and other program receipts, estimate based on FY95 enacted appropriations	2,110.9
Permanent Fund Earnings Reserve, per February 28, 1995 Permanent Fund financial projections	1,148.0
Science and Technology Endowment, corpus	101.0
<b>Appropriable GF sub-account balances: Includes rough estimates of the 6/30/95 balances of the PCE&amp;RE fund of 56.0, the AMHS fund of 40.0, the Vessel Replacement fund of 1.0 and an estimated 13.0 for the remaining general fund subaccounts. Additional subsidiary accounts and amounts need to be identified and included.</b>	110.0
Total estimated funds available including the permanent fund earnings reserve	5,401.0
Total estimated funds available assuming the permanent fund earnings reserve at \$100 million	4,353.0
<b>FY95 Appropriations as enacted (excluding FY94 supplementals):</b>	
Operating	3,654.4
Capital	687.4
Debt	143.5
Specials/Fund Transfers	281.0
Loans	9.9
Total FY95 appropriations	4,776.2
<b>Funds available less FY95 appropriations</b>	<b>624.8</b>
<b>Funds available less FY95 appropriations, if permanent fund earnings reserve = <sup>100</sup><del>200</del> million</b>	<b>(423.2)</b>

**State Criminal Prosecution and Defense  
Historical Authorization and Actual Expenditures FY1985 to FY 1995**

4-19-95  
SKC  
Amend #6  
Handout

	Public Defender:			Public Advocacy:			Prosecution		
	Authorized	Actual	Gov Rec	Authorized	Actual	Gov Rec	Authorized	Actual	Gov Rec
FY 85	5,412.0	5,320.5		2,176.3	2,522.5		10,942.0	11,257.9	
FY 86	6,037.9	5,963.2		2,522.5	3,348.4		11,914.8	11,798.2	
FY 87	6,013.2	5,834.1		3,659.0	3,935.2		11,673.9	10,134.3	
FY 88	6,105.6	6,138.0		3,676.5	3,668.4		9,702.6	9,686.8	
FY 89	6,317.6	6,436.8		3,751.5	4,139.5		10,380.9	10,458.4	
FY 90	6,309.5	6,696.4		3,785.9	5,003.4		10,705.1	10,576.2	
FY 91	6,854.2	7,170.1		5,052.8	5,588.0		10,942.2	11,120.5	
FY 92	7,351.6	7,759.1		5,394.3	6,281.3		11,526.3	11,254.7	
FY 93	7,115.8	7,486.5		6,248.5	6,803.5		10,800.0	11,562.7	
FY 94	7,496.4	7,845.9		6,468.1	7,021.9		11,639.0	11,758.1	
FY 95	7,792.8			6,614.5			12,061.1		
FY 96			8,227.8			7,264.0			12,049.0

Kathryn Daughness, Fiscal Analyst  
Legislative Finance Division

PROBDEF JLS Page 1

4/6/95 10:28 AM

The percentage difference and the actual difference between FY85 and FY95.

	Public Defender	Public Advocacy	Prosecution
Authorized FY85 to FY95:			
	-14%	-203%	+10%
	+2380.8	+4438.2	+1119.1
Actual FY85 to FY94:			
	+17%	+178%	+4%
	+2525.4	+499.4	+470.2

**Facts Regarding Relative Costs of Criminal Prosecution and Defense**

\*In approximately 1/3 of the trials conducted by state prosecutors, the defendants are represented by private lawyers.

\*Because the prosecution (unlike the defense) bears the burden of proof in criminal cases, it needs considerably more money to pay for witness travel and expert witness fees.

\*Much of the work prosecutors do is not performed by defense attorneys. This work includes: assisting police departments in obtaining hundreds of search warrants yearly, providing daily advice and direction in thousands of police investigations every year, and presenting 2-3000 felony cases to the grand jury. In addition prosecutors screen all cases for prosecution (in Anchorage 20% of attorney resources are dedicated to these functions.)

\*Although at a lower volume, prosecutors, like attorneys in the PDA and OPA, handle matters other than criminal cases such as children's cases, child support enforcement matters, alcohol and mental commitments, and coroner's hearings.

\*The Criminal Division also provides representation to the Department of Public Safety and Corrections, and advises the Governor's office on a wide range of issues, such as extradition's.

**Additional Point, Counter Point Regarding Public Defenders Budget vs. Prosecutors**

- Argument 1: Defenders do own appeals, prosecutors have a special division in civil section.  
Response: Prosecutors have an appellant section in the criminal division so appeals are included in prosecutors budget and as a whole the public defenders office workload is about 60% of what prosecutors do. Prosecutors also handle prisoner litigation (which requires four attorneys) and public defenders don't
- Argument 2: 40% case load increase, currently 10 attorneys below national standards for caseload.  
Response: Case load increase equally effects prosecutors.
- Argument 3: Defenders also do welfare fraud defense and contempt of court defenses.  
Response: It's true but how much of this is there?
- Argument 4: Prosecutors get Federal funds.  
Response: Do get limited Federal funding for three narcotics prosecutors but this money is included in the total funds amounts compared.

March 27, 1995

*ASMT*

The Honorable Bert Sharp  
Chair, Senate Finance DCED Subcommittee  
State Capital, Room 514  
Juneau, AK 99801

Dear Senator Sharp:

The Alaska Seafood Marketing Institute has eighteen full time positions. Nine are stationed in Juneau which is the management headquarters, and nine are located in Seattle, Washington, which is the marketing center for the Alaska seafood industry.

Juneau, Alaska Office Staff

<u>Title</u>	<u>Range</u>	<u>FY96 Total Costs</u>
Executive Director	26	\$113,309
Administrative Officer	21	85,254
Foreign Marketing Accounting Tech.	16	56,711
Domestic Marketing Accounting Tech.	16	61,551
Clerk III	10	39,850
Quality Assurance Coordinator	21	85,612
Special Projects Coordinator	20	78,122
Communications Coordinator	20	72,962
Communications Project Assistant	14	57,833

*65,724 - 54%*

*combine*

Seattle, Washington Office Staff

<del>Foreign Marketing Program Manager</del>	<del>25</del>	<del>596,919</del>
<del>Foreign Marketing Information Officer</del>	<del>17</del>	<del>44,754</del>
<del>Foreign Marketing Trade Specialist</del>	<del>18</del>	<del>52,128</del>
<del>Foreign Marketing Trade Specialist</del>	<del>18</del>	<del>47,413</del>
<del>Domestic Retail Program Manager</del>	<del>25</del>	<del>89,193</del>
<del>Domestic Retail Trade Specialist</del>	<del>18</del>	<del>55,625</del>
<del>Domestic Foodservice Program Manager</del>	<del>25</del>	<del>78,110</del>
<del>Domestic Foodservice Trade Specialist</del>	<del>18</del>	<del>55,625</del>
Foreign/Domestic Admin. Support Tech.	9	31,608

*cut to 6*

*551,675*

*46%*

*Consider re-locating to Alaska*

Alaska Seafood Marketing Institute  
1111 West 9th Street, Room 100  
Juneau, Alaska 99801-1895  
Tel: (907) 485-5580  
In Alaska: 1-800-478-2903  
Fax: (907) 465-5572



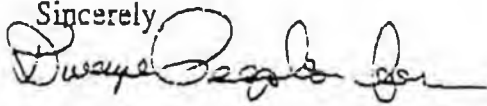
Senator Sharp

page 2

The State General Fund Match for the US Department of Agriculture, Market Promotion Program (MPP) funding is fifteen percent. The FY96 MPP application submitted on February 28, 1995 is for \$7 million of federal funds. The application was submitted for more than the FY96 federal authorization request of \$6.251 million, due to the unanticipated availability of increased federal funds. The MPP funding notification will be issued in early May, 1995 and ASMI is anticipating an award in the range of \$6.0 to \$6.5 million.

If you have any further questions please feel free to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Art Scheunemann".

Art Scheunemann,  
Executive Director

**HEB**

**102**

**HFIN**

**FILE**



Alaska State Legislature  
**HOUSE OF REPRESENTATIVES**  
*Committee on Resources*

State Capitol  
Juneau, Alaska  
99801

Sponsor Statement

**HB 102 - Big Game Commercial Services Board**

HB 102 extends the Big Game Commercial Services Board whose duties are set forth in AS 08.54.300-330.

In 1989 the Legislature passed HB 112 (Ch. 37, SLA 89), which repealed the Big Game Guide Board and replaced it with the Big Game Commercial Services Board. HB 112 was the product of work by the Legislative Task Force on Guiding and Game. The Task Force was created to address conflicts between different groups profiting from the harvest of Alaska's big game.

The primary conflicts were between guides, who were highly regulated, and outfitters, who were unregulated. HB 112 eliminated the distinction between guides and outfitters and created a new "guide-outfitter" class. Under the system created in Ch. 37, the degree to which a commercial big game services provider is regulated depends on the level of interface with consumers and the resource.

Some service providers - hunt brokers, or sporting goods stores that rent hunting gear - are required only to register with the Board. Other service providers are required to meet certain conditions before they may be licensed and receive compensation for their services.

HB 112 included language to sunset the Board in 1993, but the Legislature allowed a one-year extension last year with HB 266. Title 8, which regulates Boards & Commissions, allows the board one year after the sunset date to terminate its operation. Unless the legislature passes HB 102 this session, those who receive compensation from the commercial harvest of Alaska's big game resources will not be regulated.

# HOUSE COMMITTEE REPORT

(11)

Date Referred: February 8, 1995

FURTHER REFERRALS:

Date of Committee Action: 2/13/95

The FINANCE Committee considered:

HB 102

HOUSE BILL NO. 102

EXTEND BIG GAME COMMERCIAL SERVICES BOARD

"An Act extending the termination date of the Big Game Commercial Services Board."

recommends it be replaced with the following committee substitute \_\_\_\_\_  the same title  a new title

additional referral to \_\_\_\_\_ Committee

attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_

APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_

fiscal note(s) \_\_\_\_\_

fiscal note(s) DEED

zero fiscal note(s) \_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Richard (Joey) Foster</i>	Foster	X			
<i>Mark Hanley</i>	Hanley	X			
<i>Terry Martin</i>	Martin	V			
<i>Sean R. Parcell</i>	Parcell			X	
<i>Vic Kohring</i>	Kohring	X			
<i>Ben Gussendorf</i>	Gussendorf	X			
<i>John Navarre</i>	Navarre	X			
<i>Pete Kelly</i>	Kelly	X			
<i>Gene Theriault</i>	Theriault	X			
<i>Glen Mulder</i>	Mulder	X			
<i>Sean Brown</i>	Brown			X	

CO-CHAIR'S SIGNATURE *Mark Hanley* *Richard (Joey) Foster*  
*Hanley* *Foster*

# FISCAL NOTE

No. 1  
 Bill Version: HB 102  
 (H) Publish Date: 2/8/95

**STATE OF ALASKA**  
**1995 LEGISLATIVE SESSION**

Revision Date: January 27, 1995 Department: Commerce and Economic Development  
 Title: An Act extending the termination date of the SRU: Occupational Licensing  
Big Game Commercial Services Board. Component: Operations  
 Sponsor: House Resources Committee  
 Requestor: House Resources Committee COMPONENT SERIAL N 1844

Expenditures/Revenues	(Thousands of Dollars)					
OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	174.0	174.0	174.0	174.0	174.0	174.0
TRAVEL	17.3	27.5	27.5	27.5	27.5	27.5
CONTRACTUAL	56.7	56.7	56.7	56.7	56.7	56.7
SUPPLIES	1.2	1.2	1.2	1.2	1.2	1.2
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>249.2</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>
<b>CAPITAL EXPENDITURES</b>						
<b>CHANGE IN REVENUES</b>	<b>324.1</b>	<b>188.1</b>	<b>324.1</b>	<b>191.1</b>	<b>324.1</b>	<b>194.7</b>

FUND SOURCE	(Thousands of Dollars)					
1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF/Program Receipts	249.2	259.4	259.4	259.4	259.4	259.4
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>249.2</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>

Estimate of any current year (FY 95) cost: \$ 219.6

**POSITIONS**

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

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

HB 102 extends the termination date of the Big Game Commercial Services Board to June 30, 1998. The expenditures shown above are included in the FY 96 operating budget request and the revenue identified are reflected in revenue projections. The board is in its final year of existence unless legislation is passed to continue the board.

Prepared by: Jennifer Strickler, Admin. Officer Phone: 465-2144  
 Division: Occupational Licensing Date: 1/27/95  
 Approved by Commissioner: William L. Hensley Date: 1/27/95  
 Agency: Commerce and Economic Development

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

**COMMITTEE COPY**

For further distribution information, call the Governor's Legislative Office

DEPARTMENT OF FISH AND GAME  
POSITION PAPER

Bill No: HB 102

Sponsor: House Resources Committee

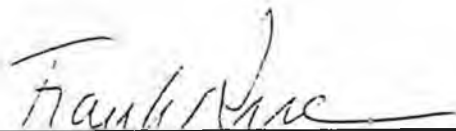
Division: Wildlife Conservation

Bill Title: An Act extending the termination date of the Big Game Commercial Services Board.

Department Position: Support

Background/Legislative Intent: This bill would extend the termination date of the Big Game Commercial Services Board until June 30, 1998.

Analysis of Bill/Program Effects: A sunset provision in statute resulted in termination of the board in June 1994. This board provides a valuable service by assuring that those individuals licensed as big game guide-outfitters are qualified and capable of providing the services expected of them by their clients. The board also plays an important role in distributing the guided hunting effort so that discrete big game populations are not subjected to excessive hunting pressure.

  
\_\_\_\_\_  
Commissioner's Signature

2.2.95  
\_\_\_\_\_  
Date

Article 1. Big Game Commercial Services Board.

Section	Section
300. Creation and membership of board	320. Board regulations
310. Duties and powers	330. Board assistance

Cross references. — For transitional SLA 1989 in the Temporary and Special provisions, see §§ 13 — 15, and 17, ch. 37, Acts.

*Sec. 08.54.010. Guide Board. [Repealed, § 18 ch 37 SLA 1989.]*

*Sec. 08.54.020. Appointment and term of office. [Repealed, § 49 ch 94 SLA 1987.]*

*Secs. 08.54.030 — 08.54.141. Board powers and duties. etc.; licensing. [Repealed, § 18 ch 37 SLA 1989.]*

*Secs. 08.54.142 — 08.54.146. Transporter licensing. [Repealed, § 27 ch 71 SLA 1986.]*

*Secs. 08.54.150 — 08.54.180. Miscellaneous licensing provisions. [Repealed, § 18 ch 37 SLA 1989.]*

*Sec. 08.54.185. Additional fees. [Repealed, § 27 ch 71 SLA 1986.]*

*Secs. 08.54.186 — 08.54.240. Exams; restricted areas; prohibitions; general provisions. [Repealed, § 18 ch 37 SLA 1989.]*

**Sec. 08.54.300. Creation and membership of board.** (a) For the purposes of licensing and regulating the activities of providers of commercial services to big game hunters in the interest of the state's wildlife resources there is created the Big Game Commercial Services Board. For administrative purposes, the board is in the Department of Commerce and Economic Development.

(b) The board consists of nine members:

- (1) two members who are licensed guide-outfitters;
- (2) two members who are licensed transporters, one of whom must be engaged in the business of providing air transportation services;
- (3) one member who holds a commercial use permit, but does not hold any class of guide-outfitter license or a transporter license;
- (4) one member of the Board of Game who is chosen by the Board of Game and who does not hold a commercial use permit;
- (5) one member who represents Native landholders; and
- (6) two public members. (§ 3 ch 37 SLA 1989)

## Chapter 54. Guides and Related Occupations.

### Article

1. Big Game Commercial Services Board § 08.54.310)
2. Licensing §§ 08.54.350 — 08.54.395)

### Article 1. Big Game Commercial Services Board.

#### Section

#### 310. Duties and powers

- Sec. 08.54.310. Duties and powers. (a) The board shall
- (1) prepare, grade, and administer
    - (A) a written and oral examination of an applicant for a guide-outfitter license that requires demonstration that the applicant is qualified generally to provide guide-outfitted hunts and, in particular, to guide-outfit in each game management unit the applicant has selected; if an applicant demonstrates limited ability to read or write the English language, the entire examination shall be administered orally; and
    - (B) an oral examination of a guide-outfitter who seeks an amendment of a game management unit certification; the examination must require demonstration that the guide-outfitter is qualified to provide guide-outfitted hunts in each new game management unit for which the guide-outfitter seeks to be certified;
  - (2) determine qualifications of applicants for class-A assistant guide-outfitter, marine mammal guide-outfitter, and assistant guide-outfitter licenses and authorize the issuance of licenses to those who qualify;
  - (3) establish performance standards for providers of big game commercial services and regulate the activities of these providers;
  - (4) compile, maintain, and publish an annual register of big game commercial service providers subject to this chapter who have not been convicted of a violation of a state or federal statute or regulation relating to the provision of big game commercial services; a big game commercial services provider listed in the register whose license or permit is revoked or suspended shall be removed from the register while the provider's license or permit is revoked or suspended;
  - (5) prohibit guide-outfitting, transporting, and other big game commercial services activities that are unsportsmanlike, unethical, unsafe, against principles of game conservation, degrading to a profession subject to this chapter, or that adversely affect natural resources;
  - (6) after a hearing, revoke, suspend, or deny renewal of a license or permit under AS 08.54.500 — 08.54.510;
  - (7) authorize issuance of transporter licenses;
  - (8) authorize issuance of commercial use permits;
  - (9) meet at least twice annually, once in Anchorage and once in another municipality;

(10) provide for registration of base camps and facilities used by persons who are licensed or who hold a permit under this chapter;

(11) require an applicant for issuance or renewal of any class of guide-outfitter license to state in a written and signed document whether the applicant's right to obtain, or exercise the privileges granted by, a sport fishing, hunting, trapping, or guide-outfitting license is revoked or suspended in another state.

(b) The board may

(1) establish, subject to the prior approval of the commissioner of fish and game, a resource-based management system for allocating access to big game hunting opportunities among guide-outfitters licensed under this chapter;

(2) establish the level of supervision that a guide-outfitter shall provide for class-A assistant guide-outfitters and assistant guide-outfitters who are employed by the guide-outfitter. (§ 3 ch 37 SLA 1989; am § 1 ch 106 SLA 1992)

*Effect of amendments.* — The 1992 amendment added paragraph (a)(11) and made a related stylistic change. Effective January 1, 1993.

**Sec. 08.54.320. Board regulations.** The board shall adopt procedural and substantive regulations required by this chapter or reasonably necessary for its administration. (§ 3 ch 37 SLA 1989)

**Sec. 08.54.330. Board assistance.** The Department of Fish and Game, Department of Natural Resources, and Department of Public Safety shall provide the board with information, data, or technical assistance requested by the board for the purposes of licensing and regulating the activities of providers of commercial services to big game hunters. (§ 3 ch 37 SLA 1989)

**HB**

**102**

SFIN

FILE



# SENATE COMMITTEE REPORT

DATE: 3/2/95

FURTHER: Finance

DATE TURNED INTO OFFICE: 1-24-95

*Frank*

Resources Committee considered HOUSE BILL NO. 102

"An Act extending the termination date of the Big Game Commercial Services Board."

and recommends:

- be replaced with \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to the \_\_\_\_\_ Committee

*FN*

**Senate Bill:**

- same title
- new title
- House Bill:**
- technical change
- new: SCR# \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>					
<i>[Signature]</i>					
<b>CHAIR:</b> <i>[Signature]</i>	✓				

**NEW FISCAL NOTE(S):**

Department                      Date      Zero      Fiscal


**PREVIOUS FISCAL NOTE(S):\***

Department                      Date      Zero      Fiscal

C+ED (4)	2/3		\$249.2

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

ALASKA STATE LEGISLATURE  
HOUSE BILL NO. 102

HISTORY IN THE HOUSE

1995  
1/20 Read first time and referred to:  
RES FIN

---

2/8 RES RPT( ) CS( ) New Title  
4 DP 1 DNP 2 NR 0 AM  
1 FN 0 FN Previous FN

2/15 Fin RPT( ) CS( ) New Title  
9 DP 0 DNP 2 NR 0 AM  
1 FN 0 FN Previous FN

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

3/1 Read second time  
CS( ) Adopted

Amended

3/1 Advanced

3/1 Read third time

Return to second for specific amendment

3/1 PASSED EFD Same \_\_\_ or  
Yeas 39 Yeas  
Nays 0 Nays  
Excused 1 Excused  
Absent 0 Absent

\_\_\_\_\_ Intent adopted

Reconsideration  
Reconsideration not taken up

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

\_\_\_\_\_ Intent adopted

3/1 Reported correctly engrossed  
Signed by Speaker, to the Senate  
Seiji Louwre  
Chief Clerk of the House

HISTORY IN THE SENATE

1995  
3/2 Read first time and referred to:  
RES, FIN

---

4/24 Res RPT( ) CS 4 DP \_\_\_\_\_ NR \_\_\_\_\_ DNP \_\_\_\_\_ AM  
New Title \_\_\_\_\_ Same Title PH Previous FN  
FN \_\_\_\_\_ OFN To SM

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

\_\_\_\_\_ 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 the House  
\_\_\_\_\_  
Secretary of the Senate

HOUSE-SENATE HISTORY Continued

19

Received from the Senate

---

Concur in Senate amendment  
 Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_  
 \_\_\_ Efd same or Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

Failed to concur Senate amendment, ask Senate recede  
 Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

Senate failed to \ receded from amendment  
 Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

CC appointed by House \_\_\_\_\_ Chair  
 \_\_\_\_\_

CC appointed by Senate \_\_\_\_\_ Chair  
 \_\_\_\_\_

(H) Granted Limited Powers of Free Conference

(S) Granted Limited Powers of Free Conference

19

(H) Adopted CC Rpt \_\_\_\_\_  
 Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_  
 \_\_\_ Efd same or Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

(S) Adopted CC Rpt \_\_\_\_\_  
 Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_  
 \_\_\_ Efd same or Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

To enrolling  
 Reported enrolled and sent to Governor

\_\_\_\_\_ By Governor

Chapter Number \_\_\_\_\_

Filed with Lieutenant Governor

HOUSE BILL NO. 102

IN THE LEGISLATURE OF THE STATE OF ALASKA  
NINETEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE RESOURCES COMMITTEE

Introduced: 1/20/95

Referred: Resources, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act extending the termination date of the Big Game Commercial Services  
2 Board."

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

4 \* Section 1. AS 08.03.010(c)(5) is amended to read:

5 (5) Big Game Commercial Services Board (AS 08.54.300) - June 30,

6 1998 [1994];

# FISCAL NOTE

No. 1  
 Bill Version: HB 102  
 (H) Publish Date: 2/8/95

**STATE OF ALASKA  
 1995 LEGISLATIVE SESSION**

Revision Date: January 27, 1995 Department: Commerce and Economic Development  
 Title: An Act extending the termination date of the BRU: Occupational Licensing  
Big Game Commercial Services Board. Component: Operations  
 Sponsor: House Resources Committee  
 Requestor: House Resources Committee COMPONENT SERIAL N 1844

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	174.0	174.0	174.0	174.0	174.0	174.0
TRAVEL	17.3	27.5	27.5	27.5	27.5	27.5
CONTRACTUAL	56.7	56.7	56.7	56.7	56.7	56.7
SUPPLIES	1.2	1.2	1.2	1.2	1.2	1.2
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>249.2</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES	324.1	188.1	324.1	191.1	324.1	194.7
--------------------	-------	-------	-------	-------	-------	-------

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF/Program Receipts	249.2	259.4	259.4	259.4	259.4	259.4
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>249.2</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>	<b>259.4</b>

Estimate of any current year (FY 95) cost: \$ 219.6

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

HB 102 extends the termination date of the Big Game Commercial Services Board to June 30, 1998. The expenditures shown above are included in the FY 96 operating budget request and the revenue identified are reflected in revenue projections. The board is in its final year of existence unless legislation is passed to continue the board.

Prepared by: Jennifer Strickler, Admin. Officer Phone: 465-2144  
 Division: Occupational Licensing Date: 1/27/95  
 Approved by Commissioner: William L. Hensley Date: 1/27/95  
 Agency: Commerce and Economic Development

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

For further distribution information, call the Governor's Legislative Office

COMMITTEE COPY

03/01/95

HOUSE JOURNAL

PAGE 0534

HB 102 WAS READ THE THIRD TIME.

THE QUESTION BEING: "SHALL HB 102 PASS THE HOUSE?" THE ROLL WAS TAKEN WITH THE FOLLOWING RESULT:

HB 102  
THIRD READING  
FINAL PASSAGE

YEAS: 39 NAYS: 0 EXCUSED: 1 ABSENT: 0

YEAS: AUSTERMAN, BRICE, BROWN, BUNDE, DAVIES, B.DAVIS, G.DAVIS, ELTON, FINKELSTEIN, FOSTER, GREEN, GRUSSENDORF, HANLEY, IVAN, JAMES, KELLY, KOHRING, KOTT, KUBINA, MACKIE, MACLEAN, MARTIN, MASEK, MOSES, MULDER, NAVARRE, NICHOLIA, OGAN, PARNELL, PHILLIPS, PORTER, ROBINSON, ROKEBERG, SANDERS, THERRIALT, TOOHEY, VEZEY, WILLIAMS, WILLIS

EXCUSED: BARNES

AND SO, HB 102 PASSED THE HOUSE AND WAS REFERRED TO THE CHIEF CLERK FOR ENGROSSMENT.

SELECTION=>

PF1 PF2  
HELP

PF3  
EXIT

PF4  
MENU

PF5

PF6  
PRINT

PF7  
BWD

B005-LAST PAGE

PF8  
FWD

PF9

PF10  
FIRST

PF11  
LAST

PF12  
QUIT

**HB**

**104**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

DATE: 4/11/96

DATE TURNED INTO OFFICE: 4-27-96

The Finance Committee considered CS FOR SS FOR HOUSE BILL NO. 104(JUD) am  
 Relating to disclosures of information about certain minors.

*JCS(Fin)  
coming*

and recommends:

- be replaced with 5 CS CS55 HB 104 (Fin)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to the \_\_\_\_\_ Committee

- Senate Bill:**
- same title
  - new title
- House Bill:**
- same title
  - technical change
  - new: SCR# \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>John E. O'Neil</i>	✓	<i>Steve Rein</i>	✓		
<i>Wanda Suley</i>	✓	<i>Frank P. Z...</i>	✓		
<i>Bob...</i>	✓				
Co-Chair: <i>[Signature]</i>	✓	Co-Chair:			
Co-Chair: <i>Rick Hallford</i>	✓	Co-Chair:			

**NEW FISCAL NOTE(S):**

Department                      Date    Zero    Fiscal

DH+SS (DFYS)	4/17/96	0	
DOA (POA)	4/15/96	0	

**PREVIOUS FISCAL NOTE(S):\***

Department                      Date    Zero    Fiscal

# 18	Courts	4/10/96	0
# 19	DPS	4/11/96	0
# 20	DOE	4/11/96	0
# 21	DOA (OPA)	4/15/96	0

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SCSCSSHB104(JUD)

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records

Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services  
Component: DFYS Central Office  
COMPONENT SERIAL NO. 259  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

FUND SOURCE	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

POSITIONS	FY97	FY98	FY99	FY00	FY01	FY02
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \_\_\_\_\_ \$0.0

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

There will be no fiscal impact if this bill passes.

5/17/96  
Prepared by: *L. Diane Worley*  
Division: Family & Youth Services

Approved by Commissioner: *Karen Perdue*  
Agency: Department of Health & Social Services

Phone: 465-3191  
Date: 04/11/96

Date: 4/17/96

**PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE**  
For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SCS CSSSHB 104 (JUD)

Revision Date: \_\_\_\_\_  
 Title: An Act relating to disclosures of information about certain minors.  
 Sponsor: Rep. Kott  
 Requestor: (S)Jud.

Dept. Affected: Administration  
 BRU: Public Defender Agency  
 Component: Public Defender Agency  
 COMPONENT SERIAL NO. 1631

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

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>CHANGE IN REVENUES ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: \$ -0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)  
 No measurable impact on the Public Defender Agency is anticipated.

Prepared by: John Salemi, Director  
 Division: Public Defender Agency

Phone: (907)264-4400  
 Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer *M. Boyer*  
 Agency: Department of Administration

Date: 4/15/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
 For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

No. 18

Bill Version: SCSCS55HB104(JUD)

(S) Publish Date: 4/11/96

**STATE OF ALASKA  
1996 LEGISLATIVE SESSION**

Revision Date: 04/10/96 Dept. Affected: Alaska Court System  
 Title: Disclosure of juvenile records BRU: Trial Courts  
 Component: \_\_\_\_\_  
 Sponsor: Rep. Kott  
 Requestor: Senate Judiciary COMPONENT SERIAL NO. 788

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES (						
----------------------	--	--	--	--	--	--

Fund Source (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1027 GF/Mental Health						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: None

Positions

Full-Time						
Part-Time						
Temporary						

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

No fiscal impact.

Prepared by: C. S. Christensen III, Staff Counsel Phone: 264-8228  
 Agency: Alaska Court System Date: 04/10/96

Approved by: Arthur H. Snowden, II, Administrative Director Date: 04/10/96  
 Agency: Alaska Court System

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

**FISCAL NO**

No. 19

**STATE OF ALASKA  
1996 LEGISLATIVE SESSION**

**BILL NO:**

Bill Version: SCS(S)SSHB104(JWD)

(S) Publish Date: 4-11-96

Revision Date: April 11, 1996  
 Title: Disclosure of Juvenile Records  
 Sponsor: Representative KOTT  
 Requestor: S. Judiciary

Dept. Affected: Public Safety  
 BRU: Alaska State Troopers  
 Component: Detachments  
 COMPONENT SERIAL NO. 0799

**EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)**

	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
<b>OPERATING</b>						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 96) impact: \$ -0-

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

This bill will not have a material impact on the Division of Alaska State Troopers

Prepared By: Lt. Dan Lowden  
 Division: Alaska State Troopers  
 Approved by Commissioner: *Ronald L. Otte*  
 Agency: Ronald L. Otte, Dept. of Public Safety

Phone: 465 - 5505  
 Date: April 11, 1996  
 Date: 4/11/96

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

For further distribution information call the Governor's Legislative Office

# FISCAL NOTE

No. 20

Bill Version: SCSCSSSB104(JUD)

(S) Publish Date: 4-11-96

STATE OF ALASKA

1996 LEGISLATIVE SESSION

Revision Date: 4/11/96

Title: Disclosure of Juvenile Records

Department Affected: Education

BRU: Executive Administration

Component: Commissioner's Office

Sponsor: Representative Kott

Requester: Senate Judiciary Committee

COMPONENT SERIAL NO. 185

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

<b>CAPITAL EXPENDITURES</b>						
-----------------------------	--	--	--	--	--	--

<b>CHANGE IN REVENUES</b>						
---------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY96) impact: \$ 0.0

**ANALYSIS:** SCSCSSSB104(Jud) clarifies when state and municipal law enforcement agencies are required to disclose information to the public and to schools regarding minors who commit certain crimes. This version added the stipulation that law enforcement agencies may disclose the name(s) of the parent(s) whose minor committed the felony. Further, these agencies may reveal necessary information to school officials in order to increase the safety of students and staff. Passage of this legislation will have no fiscal impact on the Department of Education.

Prepared by: Kimberly Homme, Special Assistant

Phone: 465-2803

Division: Commissioner's Office

Date: April 11, 1996

Approved by Commissioner: Shirley J. Holloway

Shirley J. Holloway, Ph.D. Commissioner

Agency: Education

Date: April 11, 1996

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

For further distribution information call the Governor's Legislative Office

# FISCAL NOTE

No. 21

Bill Version: SCSCSSSB/04(LTW)  
 (S) Publish Date: 4/15/96

STATE OF ALASKA  
 1996 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_  
 Title: "An Act relating to disclosures of information about certain minors."  
 Sponsor: Representative Kott  
 Requestor: (S)Judiciary

Dept. Affected: Administration  
 BRU: Office of Public Advocacy  
 Component: Office of Public Advocacy  
 COMPONENT SERIAL NO. 43

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

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>	0	0	0	0	0	0
-----------------------------	---	---	---	---	---	---

<b>CHANGE IN REVENUES ( )</b>	0	0	0	0	0	0
-------------------------------	---	---	---	---	---	---

**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: \$ -0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)  
 No anticipated fiscal impact on the Office of Public Advocacy.

Prepared by: Brant McGee, Public Advocate  
 Division: Office of Public Advocacy

Phone: (907) 274-1684  
 Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer  
 Agency: Department of Administration

Date: 4/15/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
 For further distribution information, call the Governor's Legislative Office

4/27/96 Amend #1 p.2  
Adopted

9-LS0276\N

SENATE CS FOR CS FOR SS FOR HOUSE BILL NO. 104(FIN)~~(JUD)~~

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 4/11/96  
Referred: Finance

Sponsor(s): REPRESENTATIVES KOTT, Bunde, Green, Ogan, Rokeberg

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to disclosures of information about certain minors."

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

3 \* Section 1. AS 47.10.093(c) is amended to read:

4 (c) A state or municipal law enforcement agency

5 (1) shall disclose information regarding a case that is needed by the  
6 person or agency charged with making a preliminary investigation for the information  
7 of the court under AS 47.10.020;

8 (2) may disclose to the public upon request but may not report to the  
9 Department of Public Safety under AS 12.62.120

10 (A) the following information about a minor when the minor  
11 has been arrested for commission of an offense, the minor committed the  
12 offense on or after the effective date of this Act, and the offense is one that  
13 would have been a felony if committed by an adult:

14 (i) the minor's name;

15 (ii) the name of the minor's parent or parents;

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12

(iii) the date and place of the offense; and

(iv) a description of the nature of the offense; and

(B) information regarding a criminal offense, other than an offense for which a disclosure may be made under (A) of this paragraph, in which a minor is a suspect, victim, or witness if the minor is not identified by the disclosure;

(3) may disclose to school officials information regarding a case as may be necessary to protect the safety of school students and staff;

(4) may disclose to the public information regarding a case as may be necessary to protect the safety of the public; and

(5) may disclose to a victim information, *regarding the arrest* including copies of reports, *DD Amend. #1* as necessary for civil litigation or insurance claims pursued by or against the victim.

*4/27/96  
am  
DD  
Amend.  
#1  
Adopted  
4/27/96  
pm*

4/28/96

Larry-

Submitted for  
approval is the  
final SES CS 5514B  
104 (Fin) with Sen.  
Donley's amendment  
on page two.

Kathy  
2618

cc: Sen. Donley

Karen-

4/28/96

Attached is the final  
JCS CS 55 HB 104 (Fin)  
with Senator Donley's  
amendment on page  
two.

Please advise

A circular stamp containing handwritten text. The word "Kathy" is written on the left side. In the center, there are initials "KJ". On the right side, the word "Kathy" is written again. At the bottom of the circle, the name "Karen" is written. To the right of the circle, the year "2018" is written.

## SENATE CS FOR CS FOR SS FOR HOUSE BILL NO. 104(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

Sponsor(s): REPRESENTATIVES KOTT, Bunde, Green, Ogan, Rokeberg

SENATORS Halford, Phillips

## A BILL

## FOR AN ACT ENTITLED

1 "An Act relating to disclosures of information about certain minors."

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

3 \* Section 1. AS 47.10.093(c) is amended to read:

4 (c) A state or municipal law enforcement agency

5 (1) shall disclose information regarding a case that is needed by the  
6 person or agency charged with making a preliminary investigation for the information  
7 of the court under AS 47.10.020;8 (2) may disclose to the public upon request but may not report to the  
9 Department of Public Safety under AS 12 62.12010 (A) the following information about a minor when the minor  
11 has been arrested for commission of an offense, the minor committed the  
12 offense on or after the effective date of this Act, and the offense is one that  
13 would have been a felony if committed by an adult:14 (i) the minor's name;15 (ii) the name of the minor's parent or parents;

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13

(iii) the date and place of the offense; and

(iv) a description of the nature of the offense; and

(B) information regarding a criminal offense, other than an offense for which a disclosure may be made under (A) of this paragraph,  
in which a minor is a suspect, victim, or witness if the minor is not identified  
by the disclosure;

(3) may disclose to school officials information regarding a case as may  
be necessary to protect the safety of school students and staff;

(4) may disclose to the public information regarding a case as may be  
necessary to protect the safety of the public; and

(5) may disclose to a victim information regarding the minor's arrest,  
including copies of reports [, AS NECESSARY FOR CIVIL LITIGATION OR  
INSURANCE CLAIMS PURSUED BY OR AGAINST THE VICTIM].

FISCAL NOTE

No. 17

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCS C555 HB104 (HE)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services

Sponsor: Representative Kott  
Requestor: Senate (JUD)

Component: Northern Region  
COMPONENT SERIAL NO. 255  
See also (SN#): \_\_\_\_\_

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(507.4)	(507.4)	(507.4)	(507.4)	(507.4)	(507.4)
1003 GF Match						
1004 GF	507.4	507.4	507.4	507.4	507.4	507.4
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$507.4 in Title IVE federal funds for the Northern Region. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 03/15/96  
 Approved by Commissioner: Karen Perdue, Commissioner Date: 3/20/96  
 Agency: Department of Health & Social Services

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
For further distribution information, call the Governor's Legislative Office

FISCAL NOTE

No. 16

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCS SSB104 (HES)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services  
Component: Southeastern Region  
COMPONENT SERIAL NO. 258  
See also (SN#): \_\_\_\_\_

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
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						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts	(286.0)	(286.0)	(286.0)	(286.0)	(286.0)	(286.0)
1003 GF Match						
1004 GF	286.0	286.0	286.0	286.0	286.0	286.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$286.0 in Title IVE federal funds for Southeast Region. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services  
Approved by Commissioner: Karen Perrine, Commissioner  
Agency: Department of Health & Social Services

Phone: 465-3191  
Date: 03/15/96  
Date: 3/20/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
For further distribution information, call the Governor's Legislative Office

FISCAL NOTE

No. 15

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SC5C555HB104(CHES)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records

Dept. Affected: Health and Social Services

BRU: Family and Youth Services

Component: Southcentral Region

Sponsor: Representative Kott

COMPONENT SERIAL NO. 254

Requestor: Senate (JUD)

See also (SN#): \_\_\_\_\_

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
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						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)	(1,153.8)
1003 GF Match						
1004 GF	1,153.8	1,153.8	1,153.8	1,153.8	1,153.8	1,153.8
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$1,153.8 in Title IVE federal funds for Southcentral Region. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services

Phone: 465-3191  
Date: 03/15/96

Approved by Commissioner: Karen Perdue, Commissioner  
Agency: Department of Health & Social Services

Date: 3/20/96

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

For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

No. 14

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCSS87B104 (HES)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
 Title: Disclosure of Juvenile Records  
 Sponsor: Representative Kott  
 Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
 BRU: Family & Youth Services  
 Component: Foster Care  
 COMPONENT SERIAL NO. 252  
 See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

FUND SOURCE	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(1,330.0)	(1,330.0)	(1,330.0)	(1,330.0)	(1,330.0)	(1,330.0)
1003 GF Match						
1004 GF	1,330.0	1,330.0	1,330.0	1,330.0	1,330.0	1,330.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS:**

POSITIONS	FY97	FY98	FY99	FY00	FY01	FY02
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$1330.0 in Title IVE federal funds for Foster Care. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: *Katharine L. Tiffles*  
 Division: L. Diane Worley, Director  
3/20/96 Division: Family & Youth Services  
 Approved by Commissioner: *Karen Perdue*  
 Agency: Karen Perdue, Commissioner  
Department of Health & Social Services

Phone: 465-3191  
 Date: 03/19/96  
 Date: 3/20/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
 For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

No. 13

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCS CSS HB104(HES)

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records

Dept. Affected: Health and Social Services

BRU: Family & Youth Services

Component: Residential Child Care

Sponsor: Representative Kott

COMPONENT SERIAL NO. 253

Requestor: Senate (JUD)

See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

	(568.0)	(568.0)	(568.0)	(568.0)	(568.0)	(568.0)
1002 Federal Receipts						
1003 GF Match						
1004 GF	568.0	568.0	568.0	568.0	568.0	568.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$568.0 in Title IVE federal funds for Residential Child Care. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: *J. Diane Worley*  
 Division: Family & Youth Services  
 Approved by Commissioner: *Karen Pedue*  
 Agency: Department of Health & Social Services

Phone: 465-3191  
 Date: 03/19/96  
 Date: 3/20/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
 For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

No. 12  
Bill Version: SCS CS SS HB 104 CHES  
(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family & Youth Services  
Component: Family Preservation  
COMPONENT SERIAL NO. 1628  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)	(1,022.9)
1003 GF Match						
1004 GF	1,022.9	1,022.9	1,022.9	1,022.9	1,022.9	1,022.9
1005 GF/Program Receipts						
1005 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS:**

	FY97	FY98	FY99	FY00	FY01	FY02
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act {42 U.S.C 671 (a)(8)}. The state would lose \$1022.9 in Title IVE federal funds for Family Preservation. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services  
Approved by Commissioner: Karen Perdue, Commissioner  
Agency: Department of Health & Social Services

Phone: 465-3191  
Date: 03/19/96  
Date: 3/20/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
For further distribution information, call the Governor's Legislative Office

FISCAL NOTE

No. 11

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCS55HB104CHES

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
BRU: Family & Youth Services  
Component: Sub Adoption & Guardianship  
COMPONENT SERIAL NO. 1962  
See also (SN#): \_\_\_\_\_

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
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						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts	(1,364.6)	(1,364.6)	(1,364.6)	(1,364.6)	(1,364.6)	(1,364.6)
1003 GF Match						
1004 GF	1,364.6	1,364.6	1,364.6	1,364.6	1,364.6	1,364.6
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$1364.6 in Title IVE federal funds for Subsidized Adoption & Guardianship. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services  
Approved by Commissioner: Karen Perdue, Commissioner  
Agency: Department of Health & Social Services

Phone: 465-3191  
Date: 03/19/96  
Date: 3/20/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

No. 10

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCSS H104/HES

(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_  
 Title: Disclosure of Juvenile Records  
 Sponsor: Representative Kott  
 Requestor: Senate (JUD)

Dept. Affected: Health and Social Services  
 BRU: Family and Youth Services  
 Component: DFYS Central Office  
 COMPONENT SERIAL NO. 259  
 See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

FUND SOURCE	FY97	FY98	FY99	FY00	FY01	FY02
1002 Federal Receipts	(1,393.2)	(1,393.2)	(1,393.2)	(1,393.2)	(1,393.2)	(1,393.2)
1003 GF Match						
1004 GF	1,393.2	1,393.2	1,393.2	1,393.2	1,393.2	1,393.2
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

POSITIONS:	FY97	FY98	FY99	FY00	FY01	FY02
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

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

Revising 47.10.090 making some juvenile records public will place the state out of compliance with federal regulations concerning Title IVB and Title IVE of the Social Security Act (42 U.S.C 671 (a)(8)). The state would lose \$1393.2 in Title IVE federal funds for the Central Office. The total cost to the Division would be \$7,625.9. DFYS had thought that release by the court of limited information regarding the disposition of a case, as long as it contained no information obtained from DFYS records, would be allowable. DFYS has since been informed by federal staff that ANY release is prohibited since even the names of juveniles reach the court through DFYS.

Prepared by: L. Diane Worley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 03/15/96  
 Approved by Commissioner: Karen Perdue, Commissioner Date: 3/20/96  
 Agency: Department of Health & Social Services

**PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE**  
 For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

No. 9

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSCS SS HA104(HES)  
(S) Publish Date: 4/11/96

Revision Date: \_\_\_\_\_ Dept. Affected: Alaska Court System  
Title: Disclosure of juvenile records BRU: Trial Courts  
Sponsor: Rep. Kott Component: \_\_\_\_\_  
Requestor: Senate HESS COMPONENT SERIAL NO. 768

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	18.1	18.1	18.1	18.1	18.1	18.1
TRAVEL						
CONTRACTUAL						
SUPPLIES	0.4	0.4	0.4	0.4	0.4	0.4
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	18.5	18.5	18.5	18.5	18.5	18.5

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

Fund Source (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	18.5	18.5	18.5	18.5	18.5	18.5
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	18.5	18.5	18.5	18.5	18.5	18.5

Estimate of any current year (FY 96) cost: None

Positions

Full-Time						
Part-Time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

See attached fiscal analysis.

Prepared by: C. S. Christensen III, Staff Counsel *[Signature]* Phone: 264-8228  
Agency: Alaska Court System Date: 04/10/96

Approved by: Arthur H. Snowden, II, Administrative Director *[Signature]* Date: 04/10/96  
Agency: Alaska Court System

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

Alaska Court System  
Fiscal Analysis  
SCS CSSSHB 104 (HES)

SCS CSSSHB 104 (HES) amends delinquency laws to make public certain records of a juvenile who is alleged to have committed an act which would be a felony if committed by an adult. Those parts of a juvenile file which are made public include the court order which closes the case after determining that the minor may be prosecuted as an adult; the court order that dismisses the case; and the court's disposition order following the adjudication of the minor as a delinquent.

The major use of adult criminal files by private citizens is records checks. In Alaska, there is a 13 to 18-year old population of approximately 50,000; this figure, along with scores of thousands of young adults, is the potential group about which records requests could be made by potential employers, landlords, credit bureaus, neighbors, teachers, etc. Statewide, courts receive over 3500 written requests per year for adult criminal records information, from individuals and entities that are located in a different community than the courthouse. Far more individuals and businesses perform adult criminal records research in person at courthouses. In Anchorage alone, for example, approximately 75 people per day request adult files to review for criminal records; these 75 individuals look through an estimated 500 files per day. It can be assumed that the number of requests for juvenile records will likewise be substantial, once they are made accessible. This bill will require creation of a second juvenile file system, containing public information, which will be kept concurrently with the existing confidential file system. This will impose additional clerical costs.

04/10/80 07:43 21801 218 0004 ADMIN ACCOUNTING THE SUPREME COURT 0007000

Alaska Court System  
Fiscal Analysis  
SCS CSSSHB 104 (HES)

Personal Services

<u>Position</u>	<u>Salary</u>	<u>Benefits</u>	<u>Total</u>
Overtime for clerical staff - statewide	.		\$18,100

Supplies

Case file folders, paper, etc.			400
--------------------------------	--	--	-----

Total Estimated Cost \$18,500

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

No. 8  
Bill Version: SCSCSS17B104(HB)  
(S) Publish Date: 4-2-96

Revision Date: \_\_\_\_\_  
Title: An Act relating to disclosure of information about certain minors.  
Sponsor: Rep. Kott  
Requestor: (S)HES

Dept. Affected: Administration  
BRU: Public Defender Agency  
Component: Public Defender Agency  
COMPONENT SERIAL NO. 1631

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

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>CHANGE IN REVENUES ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**FUND SOURCE:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 96) cost: \$ -0-

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary.)  
No measurable impact on the Public Defender Agency is anticipated.

Prepared by: John Salemi, Director  
Division: Public Defender Agency

Phone: (907)264-4400  
Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer  
Agency: Department of Administration

Date: 3/29/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

**STATE OF ALASKA**  
**1996 LEGISLATIVE SESSION**

**BILL** *N* Bill Version: SCSCSSS HB104  
 (S) Publish Date: 3-25-96

Revision Date: February 29, 1996 Dept. Affected: Public Safety  
 Title: "An Act relating to disclosure of information  
about certain minors..." BRU: Alaska State Troopers  
 Sponsor: Representative KOTT Component: Detachments  
 Requestor: S. Judiciary COMPONENT SERIAL NO. 799

**EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)**

	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
<b>OPERATING</b>						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 96) impact: \$ -0-

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

No significant fiscal impact is anticipated.

Prepared By: Francis c. Allan Phone: (907) 269-5691  
 Division: Alaska State Troopers Date: 02/29/96  
 Approved by Commissioner: *Ronald L. Otte* Date: 3/1/96  
 Agency: Ronald L. Otte, Dept. of Public Safety

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

For further distribution information call the Governor's Legislative Office

# CORRECTION

THE FOLLOWING DOCUMENT(S)  
HAVE BEEN REFILMED TO  
ASSURE LEGIBILITY OR PAGINATION



Rev. 6/98

Central Microfilm Services  
Department of Education  
State of Alaska

# FISCAL NOTE

**STATE OF ALASKA**  
**1996 LEGISLATIVE SESSION**

**BILL #** \_\_\_\_\_ **Bill Version:** SCS CS 55 + 8104  
**(S) Publish Date:** 3-25-96

Revision Date: February 29, 1996 Dept. Affected: Public Safety  
 Title: "An Act relating to disclosure of information  
about certain minors..." BRU: Alaska State Troopers  
 Sponsor: Representative KOTT Component: Detachments  
 Requestor: S. Judiciary COMPONENT SERIAL NO. 799

**EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)**

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 96) impact: \$ -0-

**POSITIONS:**

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

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

No significant fiscal impact is anticipated.

Prepared By: Francis c. Allan Phone: (907) 269-5691  
 Division: Alaska State Troopers Date: 02/29/96  
 Approved by Commissioner: *D. L. Smith* Date: 3/1/96  
 Agency: Ronald L. Otte, Dept. of Public Safety

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

For further distribution information call the Governor's Legislative Office

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Bill Version: SCSLS SSHB104(HES)  
(S) Publish Date: 2-26-96

Revision Date: \_\_\_\_\_  
Title: Disclosure of Juvenile Records  
Sponsor: Representative Kott  
Requestor: Senate (HES)

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services  
Component: DFYS Central Office  
COMPONENT SERIAL NO. 259  
See also (SN#): \_\_\_\_\_

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1008 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY96) cost: \$0.0

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

There would be no fiscal impact if this bill were to become law.

5/22/96
 Prepared by: L. Diane Worley, Director Phone: 465-3191  
 Division: Family & Youth Services Date: 02/22/96  
 Approved by Commissioner: Karen Perdue, Commissioner Date: \_\_\_\_\_  
 Agency: Department of Health & Social Services

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

No. 5

Bill Version: SCSCSSS HB 104 (HB5)

(S) Publish Date: 2-26-96

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

Revision Date: 05/01/95

Title: Disclosure of Juvenile Records

Department Affected: Education

BRU: Executive Administration

Component: Commissioner's Office

Sponsor: Representative Kott

Requester: Representative Kott

COMPONENT SERIAL NO. 185

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES						
--------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
Other						
<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY96) impact: \$ 0

ANALYSIS: (Attach a separate page if necessary.)

CSSSHB 104 (Jud)am clarifies when state and municipal law enforcement agencies are required to disclose information to schools and the public regarding minors who commit certain offenses. Passage of this legislation will have no fiscal impact on the Department of Education.

Prepared by: Kimberly Homme, Special Assistant

Phone: 465-2803

Division: Commissioner's office

Date: February 20, 1996

Approved by Commissioner: [Signature]

Richard S. Cross, Deputy Commissioner

Agency: Education

Date: February 20, 1996

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

For further distribution information call the Governor's Legislative Office

STA 1  
1995 F.L.

No. 4  
Bill Version: CSSSHB 104 (JUD)  
(H) Publish Date: 4/22/95

Revision Date: \_\_\_\_\_  
Title: "An Act relating to disclosures of information about certain minors."  
Sponsor: Rep. Kott  
Requestor: (H) JUD

Department Affected: Administration  
BRU: Public Defender Agency  
Component: Public Defender Agency  
COMPONENT SERIAL NO. 1631

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>CHANGE IN REVENUES ( )</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

FUND SOURCE: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
OTHER						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY 95) cost: \$ -0-

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

No measurable impact on the Public Defender Agency is anticipated.

Prepared by: John Salemi, Director  
Division: Public Defender Agency

Phone: 264-4400  
Date: \_\_\_\_\_

Approved by Commissioner: Mark Bover  
Agency: Department of Administration

Date: 4/18/95

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
For further distribution information, call the Governor's Legislative Office

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

No. 3  
Bill Version: CSSSHB 104 (HES)  
(H) Publish Date: 4/6/95

Revision Date: \_\_\_\_\_ Dept. Affected: Public Safety  
Title: Disclosure of juvenile records BRU: Alaska State Troopers  
Component: Detachments  
Sponsor: Representative Kort  
Requestor: (H) HESS COMPONENT SERIAL NO. 799

**EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)**

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL EXPENDITURES</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CHANGE IN REVENUES ( )</b>	-0-	-0-	-0-	-0-	-0-	-0-
<small>Revenue Code</small>						

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

Estimate of current year (FY 95) impact: \$ -0-

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

No material impact.

Prepared By: Francis C. Allan Phone: 269-5691  
Division: Alaska State Troopers Date: 04/03/95  
Approved by Commissioner: Ronald L. Otte Date: 4-4-95  
Agency: Ronald L. Otte, Dept. of Public Safety

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

**COMMITTEE COPY**

For further distribution information call the Governor's Legislative Office

# FISCAL NOTE

(No. 2)

Bill Version: CSSSHB 104 (HES)

(H) Publish Date: 4/6/95

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

Revision Date: 03/20/95 Dept. Affected: Alaska Court System  
 Title: Disclosure of juvenile records BRU: Trial Courts  
 Components: \_\_\_\_\_  
 Sponsor: Rep. Kott, Bunde, Green  
 Requestor: \_\_\_\_\_ COMPONENT SERIAL NO. 768

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

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CAPITAL EXPENDITURES</b>						
<b>CHANGE IN REVENUES ( )</b>						

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 95) cost: \$ None

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

No fiscal impact.

Prepared by: C. S. Christensen III, Staff Counsel *(Signature)* Phone: 264-8228  
 Agency: Alaska Court System Date: 03/20/95

Approved by: Arthur H. Snowden, II, Administrative Director *(Signature)* Date: 03/20/95  
 Agency: Alaska Court System

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

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

No. 1  
Version: CSSSHB 104 (HES)  
(H) Publish Date: 4/6/95

Revision Date: \_\_\_\_\_  
Title: Disclosure of Information on Minors  
Sponsor: Representative Kott  
Requestor: House (HES)

Dept. Affected: Health and Social Services  
BRU: Family and Youth Services  
Component: DFYS Central Office  
COMPONENT SERIAL NO. 259  
See also (SN#): \_\_\_\_\_

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ( )						
-------------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1008 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY95) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

There would be no fiscal impact for the Department if this bill were to become law.

Prepared by: L. Diane Worley, Director  
Division: Family & Youth Services

Phone: 465-3191  
Date: 04/05/95

Approved by Commissioner: Karen Perdue, Commissioner  
Agency: Department of Health & Social Services

Date: 4/5/95

COMMITTEE COPY

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE  
For further distribution information, call the Governor's Legislative Office

# Alaska State Legislature House of Representatives

## COMMITTEE ASSIGNMENTS:

LABOR & COMMERCE, CHAIRMAN  
MILITARY & VETERANS AFFAIRS, CHAIRMAN  
COMMUNITY & REGIONAL AFFAIRS  
RESOURCES  
INTERNATIONAL TRADE & TOURISM  
LEGISLATIVE COUNCIL

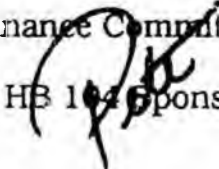


INTERIM  
10928 EAGLE RIVER ROAD, SUITE 141  
EAGLE RIVER, AK 99577  
PHONE (907) 694-8944  
FAX 694-8349

SESSION  
STATE CAPITOL  
JUNEAU, AK 99801-1150  
PHONE (907) 465-3111  
FAX (907) 465-2913

## MEMORANDUM

To: Members of the Senate Finance Committee

From: Representative Pete Kott, HB 104 Sponsor 

Date: April 16, 1996

Subject: Support for Senate CS for CS SS HB104: Disclosures of Information about certain minors

Senate CS for CS SS HB104(JUD) has just passed out of Senate Judiciary. In its current amended form, it only affects one agency, the Department of Public Safety, and there is a zero fiscal note. I would therefore like to request that you waive this bill from Senate Finance. Attached is a waiver slip for your convenience, as well as backup documentation.

Concern over the great increase in juvenile offenders has developed in Alaska as well as other states. There have been numerous approaches taken to deal with this problem, including prevention programs, stiffer penalties, and release of information. This bill falls into the latter category.

As of 1995, attached documents show that 24 states provided for release of information about certain crimes to the general public under special circumstances. Of these, 12 states provide specifically for public access to records of juveniles charged with or adjudicated for crimes that would be considered felonies if committed by adults. Release of information on juvenile offenders such as this bill provides is also supported by the Municipality of Anchorage with their Public Safety Partnership Program.

With this bill, we chose not to confront the potential of D.F.Y.S. losing millions in federal funds if we required them to release information. It was the struggle over this issue that led to CSs in just about every House and Senate Committee the bill was heard in. Other states do not have this problem because they keep their enforcement and their treatment programs in separate departments, but since D.F.Y.S. does both, there are confidentiality and federal funding issues. By dealing only with D.P.S., this bill avoids the problem and thus a potential veto.



Representative Pete Kott 

# Alaska State Legislature House of Representatives

## COMMITTEE ASSIGNMENTS:

LABOR & COMMERCE, CHAIRMAN  
MILITARY & VETERANS AFFAIRS, CHAIRMAN  
COMMUNITY & REGIONAL AFFAIRS  
RESOURCES  
INTERNATIONAL TRADE / TOURISM  
LEGISLATIVE COUNCIL



INTERIM:  
10928 EAGLE RIVER ROAD, SUITE 141  
EAGLE RIVER, AK 99577  
PHONE (907) 694-8944  
FAX 694-8949

SESSION:  
STATE CAPITOL  
JUNEAU, AK 99801-1182  
PHONE (907) 465-3777  
FAX (907) 465-2819

## SPONSOR STATEMENT SENATE CS for CS SS HB 104 (JUD)

Although the overall crime rate may be experiencing a slight dip in the United States, juvenile crime is growing at a precipitous rate. Even more disturbing, juveniles are committing increasingly violent crimes and are doing so at younger ages. The serious nature of juvenile crime is pervasive in Alaska. This bill is a step toward informing the public about the severity of this problem and the identity of juvenile perpetrators.

If enacted, this bill would permit an arresting entity to release certain information to the public, provided that four criteria are satisfied. First, there must be a request for information made by a member of the public. Second, the juvenile must have been arrested for the commission of an offense. Third, the offense must have been committed after the effective date of the bill. Fourth, the offense must be one that would have been a felony if committed by an adult. Finally, a House floor amendment made certain that none of this information went into the DPS criminal justice information system.

If the above criteria are satisfied, the arresting agency may release the minor's name, the date and place of the offense, the parents name (a Senate HESS amendment) and a description of the nature of the offense. Another Senate HESS Committee amendment required that, once the minor had gone through the D.F.Y.S. system, the Court must in addition release certain outcome information on the case.

Subsequently, the entire section of the Senate HESS version dealing with the Courts had to be dropped, because it was determined that D.F.Y.S. funding would still be threatened. The new Senate Judiciary version would allow D.P.S. to release four things: 1) the minor's name, 2) the name of the minor's parent or parents, 3) the date and place of the offense, and 4) a description of the nature of the offense. In its current form, it is the same as CS SS HB 104(JUD) am that passed the House, with the exception of the addition of 2) above.

An awareness by juveniles that their identity can be revealed to their friends, teachers, and neighbors when they commit a serious offense will act as a deterrent. This is one step to help reverse the growing trend of juvenile criminality. It will help juveniles decide what type of life they want to live, and it will encourage them to make the proper choice. Furthermore, public safety will be enhanced when citizens are able to obtain such information to help protect their families.



Representative Pete Kott



# LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH 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

January 10, 1996

**SUBJECT:** CSSSHB 104(Jud) am, relating to disclosure of information about minors: sectional analysis (Work Order No. 9-LS0276\O)

**TO:** Representative Pete Kott  
ATTN: Roger Poppe

**FROM:** Jack Chenoweth  
Legislative Counsel

As revised by the House Judiciary Committee and amended by the House members during floor debate, this House-passed bill proposes to allow state and municipal law enforcement agencies to release information and records about certain minors.

The measure's sole operative provision, bill section 1, amends existing AS 47.10.093(c). The material added to paragraph (c)(2) explicitly permits law enforcement agencies to release to the public information about a minor who has committed an offense that is a felony if it had been committed by an adult. The information that may be released includes the minor's name, the date and place of the offense, and a description of the nature of the offense. A state or municipal law enforcement agency would continue to have authority under AS 47.10.093(c) to release other information about an offense without defining the identity of the minor.

A floor amendment addition to this House-passed version specifically withholds from the law enforcement agency--presumably the municipal or local law enforcement agency--the authority to report the same information to the Department of Public Safety for purposes of AS 12.62.120 (reporting of criminal justice information for inclusion of the information in the statewide Criminal Justice Information System, or CJIS).

JBC:lmb  
96-012.lmb

# Legislative Research Services

Alaska State Legislature  
Legislative Affairs Agency  
Division of Legal & Research Services



130 Seward Street, Suite 218  
Juneau, Alaska 99801-2196  
Phone: (907) 465-3991  
Fax: (907) 465-3351

February 8, 1995

## MEMORANDUM

TO:

FROM: Patricia Young *JP Young*  
Legislative Analyst

RE: Confidentiality of Juvenile Records  
Research Request 95.067

You asked for background information on Alaska's statutes on confidentiality of juvenile records. Specifically, you wished to know the history and intent of the law passed in the mid-1970s prohibiting the release of the names of juvenile offenders. You also wished to know the history of the law closing juvenile court hearings. In addition, you wished to know how confidentiality of juvenile information relates to federal funding under Title IV-E of the Social Security Act and what other states do in regard to confidentiality of juvenile records.

### Legislative History and Intent--Confidentiality of Juveniles' Names and Records

Until 1975, the law regarding the confidentiality of juveniles' records and names provided that records were strictly confidential, although persons with a legitimate interest could inspect them with the court's permission. It also provided that the disclosure of the names or photographs of minors under the jurisdiction of the court by the media was strictly prohibited except as authorized by court order. Confidentiality of juvenile records as a general rule is based on the long-held beliefs that minors are not entirely responsible for their actions, that rehabilitation is possible and more appropriate than punishment, and that the stigma of *juvenile offender* or *criminal* is counterproductive to the process of rehabilitation.

In 1975, Committee Substitute for Senate Bill 59, sponsored by Senator Ray, was passed into law as Chapter 90 SLA 1975. The intent of the bill was not to protect the confidentiality of juveniles' names, but rather to make public the names of minors convicted for the second time of acts which would have been considered felonies if committed by adults. The committee substitute called for mandatory publication of names under these circumstances unless,

February 8, 1995

Page 2

in the discretion of the court, such publication should be withheld. Essentially, the bill reversed the procedure that had been in place, but the effect was largely the same in that discretion was left to the judge.<sup>1</sup>

The bill occasioned a significant amount of testimony. Support was particularly strong among citizens of Juneau. Although individual judges addressing the issue were divided in their opinions, several organizations strongly opposed the measure. The Office of Child Advocacy, the Department of Corrections, Alaska Youth Advocates, and the State League of Women Voters were among those organizations opposed to the publication of juveniles' names. It appears that legislators concluded, nevertheless, that problems in the juvenile justice system would not be enlarged by passage of the bill, and that citizens had the right to know about serious, repeat offenders among them.

That statute--AS 47.10.090, which encompassed provisions for both confidentiality of records and disclosure of names--was repealed and reenacted in 1994 by passage of Committee Substitute for Senate Bill 54. The provision that only persons with a legitimate interest may have access to records has remained intact through the years, although "legitimate interest" has been expanded by certain specific references. **The provision making public the names of juveniles twice convicted of what would be considered felonies was eliminated by the 1994 change, and the law now specifies, as it had originally, that the name or picture of a juvenile under the jurisdiction of the court may not be made public unless authorized by court order.**

Discussion and testimony for the 1994 bill dealt primarily with the issue of waiver to adult court for juveniles charged with serious crimes. The language requiring the publication of the names of juveniles convicted of a second offense that would have been considered a felony if committed by an adult continued in the various versions of the bill until it reached the House Finance committee. While in that committee, the Department of Law proposed splitting the issue of juvenile records into *court records* and *agency records*. At the same time, the 1975 language about the publication of names was deleted. (See Attachment A for copies of the pertinent session laws and committee notes.) **The deletion of this language was a result of concern on the part of the Department of Health and Social Services that federal funding under Title IV-E of the Social Security Act would be jeopardized if the federal provision addressing confidentiality of juvenile records were to be enforced.**

---

<sup>1</sup>All references to the media were eliminated at this time and replaced with just the word "publication."

### Federal Funding Under Title IV-E

Under Title IV-E of the Social Security Act, a state must comply with a number of requirements in order to qualify for funding available for foster care and adoption assistance. Among the requirements is compliance with 42 USC 671(a)(8), which sets out parameters for the release of information about juveniles. According to Carol Overbeck, program specialist with the Administration for Children and Families, Region X, U.S. Department of Health and Human Services (DHHS), the department had been unaware of the Alaska provision for mandatory publication of juveniles' names. Had DHHS been aware of the provision, according to Ms. Overbeck, the state's Title IV-E funding would have been cut.<sup>2</sup> Ms. Overbeck argues that although 42 USC 671(a)(8) addresses release of information by the state agency involved with the IV-E program, DHHS looks upon a state as a single entity and holds the *entire* state responsible for the confidentiality of information pertaining to children covered by the program. Ms. Overbeck further contends that any release of information beyond that allowed by federal law from *any* source about juveniles assisted through either the Title IV-E or IV-B programs would violate the federal confidentiality requirements. Whether this opinion would be supportable by law or precedent is uncertain.

Attachment B is a copy of a 1994 publication, "Confidentiality of Juvenile Court Records Statutes Analysis," conducted by Linda Szymanski of the National Center for Juvenile Justice (NCJJ), an independent, nonprofit research group. According to Ms. Szymanski's summaries, as of 1993, juvenile statutes provided specifically for the following:

- 36 states and the District of Columbia provide for the release of records to persons having a legitimate interest;
- 4 states provide specifically for release of information to persons in danger from the child;
- 25 states provide specifically for release of information to victims of the crime;
- 13 states provide for release of juvenile records to school officials;
- 2 states provide specifically for release of information to the news media under some limited circumstances; and
- 24 states provide for release of information about certain crimes to the general public under special circumstances.

---

<sup>2</sup>The state Division of Family and Youth Services (DFYS) and the DHHS consider Title IV-B--child welfare services--funding to be at risk along with funding for Title IV-E programs. According to Kathy Tibbles, acting director of DFYS, although the major share comes from the IV-E programs, funding from the two sources totals nearly \$7 million dollars annually.

February 8, 1995

Page 4

Of the 24 states Ms. Szymanski cites as providing for release of information about certain crimes to the general public under special circumstances, 4 refer specifically to records of juveniles who have been transferred to adult courts. Although the particulars vary, **another 12 states provide specifically for public access to records of juveniles charged with or adjudicated for crimes that would be considered felonies if committed by adults.** (Since Ms. Szymanski published the report, at least one other state--Illinois--has passed a similar law, and at least one additional state--Utah--is considering a similar law). Louisiana appears to be unique in requiring that the name of a serious violent offender be released only after the entire appeal process has been exhausted. The following states' provisions may be of particular note.

**California, WI.676.** The names of minors having committed serious violent offenses shall not be confidential, unless the court, for good cause, so orders. Any party may petition the court to prohibit disclosure, and the court shall grant the petition if it appears that the harm to the minor, victims, witnesses, or public from the disclosure outweighs the benefit of public knowledge.

**Colorado, 19.1.119 (1)(b.5).** Basic information in the court records of a juvenile charged or convicted of an act that would have constituted a class 1,2,3, or 4 felony if committed by an adult shall be open to the public.

**Florida, 39.045 (9).** A law enforcement agency may release for publication the name and address of a child of 16 or more years who has been taken into custody for a violation of law which, if committed by an adult, would be a felony, or the name and address of any child 16 or older who has been found to have committed at least three or more violations which, if committed by an adult, would be misdemeanors, or the name and address of any child who has been adjudicated guilty of a capital felony, life felony, first degree felony, or a second degree felony involving violence against a person.

**Montana, 41.5.601(2).** Publicity may not be withheld regarding any youth formally charged with an offense that would be punishable as a felony if the youth were an adult.

**New Jersey, 2A.4A.60(d).** Information as to the identity of a juvenile, the offense, the adjudication and the disposition of a case shall be disclosed to the public where the offense for which the juvenile has been adjudicated delinquent, if committed by an adult, would constitute a crime of the first, second, or third degree, or aggravated assault, destruction or damage to property to an extent of more than \$500, or the manufacture or distribution of a narcotic drug, unless upon application at the time of disposition the juvenile can demonstrate a substantial likelihood that specific harm would result from such disclosure.

**Oklahoma, 10.51.1125.3.** Confidentiality restrictions shall not apply if a juvenile is adjudicated for a serious act or for certain habitual criminal acts.

February 8, 1995

Page 5

**Virginia, 16.1.309.1.** Where consideration of public interest requires, the judge may make public the name and address of a child and the nature of the offense for which the child has been adjudicated delinquent if for an act which would be a class 1,2, or 3 felony, forcible rape or robbery if committed by an adult, or in any case where a child is sentenced as an adult.

**Wyoming, 14.6.240 (d).** The court may release to the news media the name of a child who has been adjudicated a delinquent for a second or subsequent time pursuant to a petition filed under this act alleging the commission of a delinquent act constituting a felony.

I spoke with program representatives in Colorado, Florida, and Wyoming about Title IV-E funding in relation to the release of juvenile court records. **These states have experienced no funding problems in connection with access to juvenile justice records.**

- Sharen Ford, program administrator with the Division of Child Welfare Services in Colorado, notes that a few months ago, the juvenile justice and child welfare services functions were consolidated into a single department. The state's Title IV-E and IV-B funding has not been impacted--either before or after consolidation--by the release of juvenile records.
- Janet Ferris, general counsel for Florida's youth services program, notes that in the past, Florida has not sought Title IV-E and IV-B funding for delinquent youth. Thus, Florida has not had occasion to test the compatibility of Title IV-E confidentiality requirements and the state's release of juvenile records provision. With a potential of approximately \$39 million annually, however, IV-E funding is currently a high priority. Ms. Ferris is not anticipating a problem in regard to confidentiality requirements.
- Jim Mitchell, management consultant for Wyoming's Division of Youth Services, Department of Family Services, notes that a law similar to their current one has been in effect in Wyoming since 1957. Mr. Mitchell, who is the former administrator of the division, states that both children's services and juvenile justice are administered within the Division of Youth Services, and that the IV-E funds serve delinquent children on a regular basis. Wyoming has never experienced a problem with their Title IV-E funding.

I also spoke with Dan Lewis, at the Children's Bureau, the Administration for Children, Youth, and Families, US DHHS. Mr. Lewis suggested that I submit a formal request for an interpretation of the confidentiality requirements in regard to this issue to the associate commissioner of the Children's Bureau. I will forward copies of my request and the response when it arrives.