

**ALASKA LEGISLATURE**

**1460**

**HOUSE and SENATE FINANCE COMMITTEE FILES, 1995-1996**

#8

FISCAL NOTE

BILL NO. SB 1

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

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

Department Affected: Office of the Governor

Title: "An Act relating to state implementation of federal statutes."

BRU: All BRUs

Component: All Components

Sponsor: Senators Taylor, Kelly, Halford, Sharp

Requestor: \_\_\_\_\_

COMPONENT SERIAL NO. \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL EXPENDITURES						
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CHANGE IN						
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FUND SOURCE

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY95) cost: \_\_\_\_\_

ANALYSIS: (Attach a separate page if necessary.)  
No fiscal impact

Prepared by: Michael A. Nizich, Director  
Division: Division of Administrative Services

Phone: 465-3876  
Date: 1/27/95

Approved by Commissioner: Jim Ayers, Chief of Staff  
Agency: Office of the Governor

Date: 1/27/95

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# 7

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 1

Revision Date: \_\_\_\_\_  
Title: "An Act relating to state implementation of federal statutes."  
Sponsor: Sen. Taylor  
Requestor: (S)STA

Department Affected: Administration  
BRU: Administrative Services  
Component: Administrative Services  
COMPONENT SERIAL NO. 46

**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						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0	0	0	0	0	0
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CHANGE IN REVENUES ( )	0	0	0	0	0	0
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**FUND SOURCE:** (Thousands of Dollars)

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

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

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

There is no fiscal impact to the Department of Administration.

Prepared by: Sharon Barton, Director  
Division: Administrative Services

Phone: 465-2277  
Date: \_\_\_\_\_

Approved by Commissioner: Mark Boyer  
Agency: Department of Administration

Date: 2/2/95

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#6

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 1

Revision Date: January 27, 1995 Department: Commerce and Economic Development  
 Title: An Act relating to state implementation of federal BRU: Administrative Services  
 statutes. Component: Administrative Services  
 Sponsor: TAYLOR, Kelly, Halford, Sharp  
 Requestor: \_\_\_\_\_ COMPONENT SERIAL NO. 1028

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>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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<b>CHANGE IN REVENUES</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>
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FUND SOURCE		(Thousands of Dollars)				
1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
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: \$ 0.0

POSITIONS						
FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** (Attach a separate page if necessary)  
 There will be no fiscal impact to this agency.

Prepared by: Guy Bell, Director Phone: 465-2505  
 Division: Division of Administrative Services Date: January 27, 1995  
 Approved by Commissioner: William L. Hensley *Guy Bell for* Date: 1/27/95  
 Agency: Commerce and Economic Development

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#5

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 1

Revision Date: \_\_\_\_\_ Dept. Affected: Corrections  
 Title: An Act related to state BRU: \_\_\_\_\_  
implementation of federal statutes Component: \_\_\_\_\_  
 Sponsor: Sen. Taylor  
 Requester: Senate State Affairs COMPONENT SERIAL NO. \_\_\_\_\_

## 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>CHANGE IN REVENUES ( )</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 (FY95) cost: \$ \_\_\_\_\_

## POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

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

This bill would require each commissioner and agency head to review programs under it's purview to determine the effects, if any, that exist as a result of federal mandates on programs. It further provides a reporting protocol for the results of this review.

No federal mandates directly impact programs operated by DOC. Certain federal grants for which DOC could apply would be conditioned upon the existence of specific conditions within the State. For example some would require laws requiring certain classes of offenders to serve a minimum of 85% of their sentence. These do not seem to be mandates in the sense contemplated in this bill, however.

Prepared by: Jerry Shriner  
 Division: Comm. Office  
 Approved by Commissioner: Margaret M. Peck  
 Agency: Department of Corrections

Phone: 465-4640  
 Date: 1/27/95  
 Date: 1/27/95

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#4

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 1

Revision Date: \_\_\_\_\_ Dept. Affected: EDUCATION  
 Title: An Act relating to state implementation of BRU: Executive Administration  
federal statutes Component: Commissioner's Office

Sponsor: Senator Taylor  
 Requester: Senator Taylor COMPONENT SERIAL NO. 185

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						
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REVENUE FUND SOURCE:						
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FUNDING: (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>	<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 current year (FY95) impact: \$ \_\_\_\_\_

ANALYSIS: (Attach a separate page if necessary)

The department would need to reassign responsibilities among existing staff in order to develop an internal process to satisfy the requirements of the proposed legislation during the first year and for the annual review and report. If the current level of staff is reduced in the FY96 budget, the department may not be able to comply with the requirements or the timelines identified in SB 1.

Prepared by: Karen J. Rehfeld, Director  
 Division: Administrative Services  
 Approved by Commissioner: \_\_\_\_\_  
 Agency: Department of Education

Phone: 465-8650  
 Date: 28-Jan-95  
 Date: 1/30/95

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# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 1

Revision Date: \_\_\_\_\_ Dept. Affected EDUCATION  
 Title: An Act relating to State implementation BRU: ACPE  
of federal statutes. Component: Student Loan Operations

Sponsor: Sen. Taylor  
 Requestor: Governor Knowles COMPONENT SERIAL NO. 212

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						
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REVENUE FUND SOURCE:						
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FUNDING: (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>	<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 current year (FY95) impact: \$ \_\_\_\_\_ \$0

ANALYSIS: (Attach a separate page if necessary)

Zero fiscal impact.

Prepared by: Gillian R. Hays  
 Division: Alaska Commission on Postsecondary Education  
 Approved by Executive Director: *Joe M. Lavin*  
 Agency: ACPE

Phone: 465-6740  
 Date: Feb. 3, 1995  
 Date: Feb. 3, 1995

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#2

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 1

Revision Date: \_\_\_\_\_ Dept. Affected: Military and Veterans Affairs  
 Title: Relating to state implementation of federal statutes BRU: Alaska National Guard  
 Component: Commissioner's Office  
 Sponsor: Sen Taylor  
 Requestor: Senate State Affairs COMPONENT SERIAL NO. 414

### Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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### FUND SOURCE

(Thousands of Dollars)

FUND SOURCE	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1008 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

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

### POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

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

Zero fiscal impact.

Prepared by: Jeff Morrison, Director  
 Division: Administrative Support Services Division  
 Approved by Commissioner: Jeff Morrison for MG Jake Lestenkof  
 Agency: Military and Veterans Affairs

Phone: 485-4730  
 Date: 1/30/95  
 Date: 1/30/95

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# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB1

Revision Date: Original Dept Affected: Natural Resources  
 Title: An Act relating to state implementation of federal statutes. BRU: Management & Administration  
 Component: Commissioner's Office  
 Sponsor: Senator(s) Taylor, Kelly, Halford, Sharp  
 Requestor: \_\_\_\_\_ Component Serial No. 423

Expenditures/Revenues	(Thousands of Dollars)					
	FY96	FY97	FY98	FY99	FY00	FY01
<b>OPERATING EXPENDITURES</b>						
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>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CHANGE IN REVENUES ( )</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>

FUND SOURCE	(Thousands of Dollars)					
	FY96	FY97	FY98	FY99	FY00	FY01
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 (FY95) cost: \$ None

POSITIONS	FY96	FY97	FY98	FY99	FY00	FY01
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)

Implementation of SB1 will require approximately two man-months of time for the Department of Natural Resources on an annual basis. The majority of this time will be spent in the Division of Mining & Water and the Division of Forestry. All Division's have indicated that the required tasks could be accomplished with existing staff and do not anticipate the need for additional staff at this time.

Prepared by: Nico Bus, Acting Legislative Liaison Phone: 465-2406  
 Division: Commissioner's Office Date: 27-Jan-95  
 Approved by Commissioner: Nico Bus to M. Ruckelshaus Act. Comm. Date: 2/1/95  
 Agency: Natural Resources

**SB**

**5**

**HFIN**

**FILE**

MEMBER

TENTH ALASKA LEGISLATURE  
ELEVENTH ALASKA LEGISLATURE  
TWELFTH ALASKA LEGISLATURE  
THIRTEENTH ALASKA LEGISLATURE  
FOURTEENTH ALASKA LEGISLATURE  
FIFTEENTH ALASKA LEGISLATURE  
SIXTEENTH ALASKA LEGISLATURE  
EIGHTEENTH ALASKA LEGISLATURE

ALASKA STATE SENATE



SENATOR TIM KELLY

STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3822  
FAX (907) 465-3756

718 WEST 4TH, SUITE 400  
ANCHORAGE, ALASKA 99501  
(907) 258-8180  
FAX (907) 258-4524

**Sponsor Statement & Analysis: CS SB 5 (STA)**

**"Relating to the Alaska Election Code and to state election administration"**

SB 5 was originally introduced to 1) Require that primary ballots be printed on white paper, so as to prevent the invasion of voting secrecy that occurred with different colored ballots for the two primaries this last election cycle; and 2) Require that one-half of the voting booths in each polling place be curtained. The original Senate bill, as it passed the Senate, is contained in sections 6, 7, and 8.

Alaskans from across the State have complained about the different colored primary ballots. The use of different colored ballots readily indicates to anyone at the polling place which primary ballot a person is voting. Further, if a voter chose to wear her "I Have Voted" stub, it would be apparent to any onlooker which primary ballot had been voted. Additionally, Senator Kelly received complaints about the "new" suitcase "curtainless" voting booths which did little to protect the secrecy of the voting process.

The bill before you now, CS SB 5 (STA) contains additional provisions which were added in the House State Affairs Committee. These additional changes were taken from the Division of Elections Transition Team Report. The CS does not incorporate all of the suggested changes, but does include those that should enjoy bipartisan support. They were developed in cooperation with the Lt. Governor's office and the Division of Elections. It should be noted that sections 9 through 21 incorporate the entirety of HB 132, which requires all candidates for office to appear on the primary ballot, and was included with the consent of that bill's sponsor, Representative Mackie, and the Speaker.

It is the sponsor's firm belief that if we are to improve our voting laws to remedy some of the problems experienced in the last election cycle, it must be done this year. It is extremely difficult to change election procedures in an election year.

MEMBER

TENTH ALASKA LEGISLATURE  
ELEVENTH ALASKA LEGISLATURE  
TWELFTH ALASKA LEGISLATURE  
THIRTEENTH ALASKA LEGISLATURE  
FOURTEENTH ALASKA LEGISLATURE  
FIFTEENTH ALASKA LEGISLATURE  
SIXTEENTH ALASKA LEGISLATURE  
EIGHTEENTH ALASKA LEGISLATURE

ALASKA STATE SENATE



SENATOR TIM KELLY

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## Sectional Analysis

**Section 1:** Provides that the information requested when voting a questioned ballot constitutes a "change of address" request and/or registration for future elections. (Rather than having to fill out the same information on another form.)

**Section 2:** Provides that the division director is directly responsible for the hiring, performance evaluation, promotion, termination, and all other employee matters in the division. (This is part of the effort to de-politicize the division).

**Sections 3:** Provide that all division employees, with the exception of the division director and four regional directors, are subject to the same personnel rules as classified employees. (This is also part of the effort to de-politicize the division).

**Section 4:** "Beefs-up" training requirements of division staff by requiring the director to prepare and file with the lieutenant governor a plan describing the comprehensive training provided to division employees during that calendar year.

**Section 5:** Provides that the order of names on the ballot in each election district be randomly selected rather than rotating names every 25th ballot.

**Section 6 & 7:** Provides that one-half of the voting booths in each precinct be the standard 6-foot tall curtained booths rather than the "shoulder-height" suitcase booths.

**Section 8:** Requires that all primary ballots are white.

**Sections 9 through 21:** Provide that all candidates must appear on the primary ballot.

**Section 22:** Deletes the \$ .50 payment provided to registrars for each voter they register. (Incorporated at the Division of Elections request.)

FROM THE OFFICE OF **JIM SYKES**

Phone & Fax: 907-278-7436 E-mail: jsykes@znet.net PO Box 1 Anchorage, AK 99524-0001

DT: 4/17/95

TO: House Finance and State Affairs Committee Members

cc: Senators Kelly and Salo, Representative Mackie

FR: Jim Sykes

RE: HCS CSSB5(STA), Section 10 referring to AS15.25.150

Please copy all committee members.

Honorable Committee Chairs and Members,

As you consider this bill you should be aware that I successfully sued the State of Alaska in 1990 over this section, (3AN-90-7508-CI). The court held that the August 1 deadline was unconstitutional. The court further required the state to hold the deadline open until the date of the primary election, since a nominating petition is the legal equal of the primary process and the state had no compelling reason for requiring nominees by petition to file before the primary election date.

This court action was never remedied legislatively. Unless the legislature could demonstrate a compelling reason to discriminate against those who are nominated by petition, this will easily be held unconstitutional again. The legislative history was very clear to the court and to the public that legislators attempted to eliminate competition by requiring a filing date advantageous to Democrats and Republicans. The legislature is responsible for guaranteeing the rights of all Alaska citizens--not just members of the largest parties.

I don't know what the thinking is behind this bill, but it seems to me that it restricts the democratic process rather than opening it up. Actions of this sort run contrary to the judicial precedents that are being set in our region and others as well.

I will be happy to answer any questions you may have. Please be aware two Libertarians also won a similar case two years prior to mine. Unless the primary election is moved to June 1st, I can't see any court upholding an early petition deadline requirement.

*Jim Sykes*

DIVISION OF LEGAL SERVICES  
LEGISLATIVE AFFAIRS AGENCY  
STATE OF ALASKA

(907) 465-3867 or 465-3450  
FAX (907) 465-2029  
Mail Stop 3101

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

MEMORANDUM

April 18, 1995

**SUBJECT:** Communication from Jim Sykes regarding section 10 of  
HCS CSSB 5 (STA) (Work Order No. 9-LS0075\O)

**TO:** Representative Jerry Mackie  
ATTN: Dave Gray

**FROM:** Jack Chenoweth  
Legislative Counsel

Jim Sykes did indeed sue the state. He was running, in the 1990 election, as a candidate by petition for the office of governor and filed the petition later than the August 1 deadline set in current law but just ahead of the August primary election. The superior court found the August 1 deadline unconstitutional and said that, under the circumstances in which Sykes raised his challenge, any deadline which precedes the date of the primary election would not pass constitutional muster. The names of Sykes and a companion candidate for lieutenant governor were ordered added to the November, 1990, general election ballot.

I can't tell by the context in which it is presented but one apparent flaw in this communication is that Mr. Sykes may perceive that the nomination by petition method will continue to be available as a means by which to obtain a spot on the general election ballot. If this bill passes in its current form, that is not true.

Taken together, several sections within HCS CSSB 5 (STA) propose to eliminate the nomination by petition method and replace it with the requirement that (except for write-ins) all names of nominees first appear on the primary ballot. Thus, it seems to me, there is a necessary relationship between that and the requirement that all filings for the primary election ballot be completed by June 1 (or some other specified deadline).

There are precedents in other jurisdiction to support the idea that the state may eliminate the nomination by petition directly to the general election ballot as an option and require some sort of preliminary winnowing of all the prospective candidates through participation in the primary election process. See *Riter v. Douglass*, 109 P. 444 (Nev. 1910), *Waples v. Marrast*, 184 S.W. 180 (Tex. 1916), 25 Am. Jur. 2d Elections, sec. 150. Setting a primary election nominating petition deadline seems to me a necessary part of the process. If you concede that the state may require all candidates to participate in the primary election, then Mr. Sykes's objections to the June 1 deadline are without merit.

JBC:klb  
95-269.klb

AMENDMENT

OFFERED IN THE SENATE

To: SB ~~148~~<sup>5</sup> (9-LS0997A)

Page 1, line 5:

delete the words "the back of"

# HOUSE COMMITTEE REPORT

(11)

Date Referred: April 5, 1995

FURTHER REFERRALS:

Date of Committee Action: 4/22/95

The FINANCE Committee considered:

CSSB 5(STA)

CS FOR SENATE BILL NO. 5(STA)

ELECTION BALLOTS

"An Act prescribing the use and characteristics of voting booths employed in elections and the color of ballots used in state primary elections."

recommends it be replaced

with the following committee substitute

HCS CS SB 5 (FIN)

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) \_\_\_\_\_

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

zero fiscal note(s) office of gov 2/16/95

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>[Signature]</i>	Mulder	✓			
<i>[Signature]</i>	Martin	✓			
<i>[Signature]</i>	Kohring	✓			
<i>[Signature]</i>	Grussendorf	x			
<i>[Signature]</i>	Brown	✓			
<i>[Signature]</i>	Therriault	x			
<i>[Signature]</i>	Hanley	x			
<i>[Signature]</i>	Foster	x			

CO CHAIR'S SIGNATURE

*[Signature]* Hanley  
*[Signature]* Foster

FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 5

Revision Date: \_\_\_\_\_  
Title: Election Ballots

Department Affected: Office of the Governor  
BRU: Division of Elections  
Component: General and Primary

Sponsor: Senator Kelly  
Requestor: \_\_\_\_\_

COMPONENT SERIAL NO. 22

EXPENDITURES/REVENUES:

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND &	0	0	0	0	0	0
GRANTS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

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

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

FUNDING:

1002 Federal	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

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

Estimate of current year (FY95) impact: 0

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: David Koivuneimi, Acting Director  
Division: Division of Elections

Phone: 465-4611

Date: 2-13-95

Approved by Commissioner: Fran Ulmer, Lieutenant Governor  
Agency: Office of the Governor

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

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NO OBJ  
adp

4/22/95 pm 9-LS007510.2  
Chenoweth  
4/22/95

AMENDMENT 1

OFFERED IN THE HOUSE

TO: HCS CSSB 5(STA)

*Brown*

- 1 Page 4, lines 26 and 27:
- 2 Delete "The names for each office shall be rotated as provided for the general election
- 3 ballot."
- 4 Insert "The order of placement of the names for each office shall be [ROTATED]
- 5 as provided for the general election ballot."

Attachment 4

NO OBJ

4/22/95

adopted

AMENDMENT

2

OFFERED IN THE SENATE

To: SB <sup>5</sup>~~48~~ (9-LS0997A)

Page 1, line 5:

delete the words "the back of"

MEMBER

TENTH ALASKA LEGISLATURE  
ELEVENTH ALASKA LEGISLATURE  
TWELFTH ALASKA LEGISLATURE  
THIRTEENTH ALASKA LEGISLATURE  
FOURTEENTH ALASKA LEGISLATURE  
FIFTEENTH ALASKA LEGISLATURE  
SIXTEENTH ALASKA LEGISLATURE  
EIGHTEENTH ALASKA LEGISLATURE

ALASKA STATE SENATE



SENATOR TIM KELLY

STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3822  
FAX (907) 465-3756

716 WEST 4TH, SUITE 400  
ANCHORAGE, ALASKA 99501  
(907) 258-8180  
FAX (907) 258-4524

Sponsor Statement  
CS SB 5 ( )

Privacy of Voting

This past election many of the voters in my district and throughout the state complained about two things: different colored ballots and the new curtainless suitcase voting booths. This legislation is designed to address these concerns by ensuring the secrecy of ballots and the privacy of voting in two ways: by requiring that half of all booths at each precinct be curtained booths, and by having all primary ballots printed on white paper only.

As it stands now the secrecy of voting in this state is severely compromised. There simply have not been enough curtained voting booths at all polling places; in fact, my own precinct had just one curtained booth. As well, these new suitcase voting booths the division is utilizing have lower walls and no curtain, so that one can simply look over and see the ballot of the next voter. Finally, with the different colored ballots in the primary, as one carries their ballot and their stubs through the precinct, and when one wears their "I Have Voted" stubs the selection of ballot is obvious and not private or secret.

The ballot a voter chooses and how he or she casts their vote is a secret matter, not to be shared indiscriminately without consent. The secret ballot is one of the basic protections in a democracy. This legislation remedies these corruptions of the voting process, and carries a zero fiscal note.

4/22/95 pm

9-LS007510.2

Chenoweth

4/22/95

NO OBJ  
adopted  
AMENDMENT 1

OFFERED IN THE HOUSE

TO: HCS CSSB 5(STA)

Brown

1 Page 4, lines 26 and 27:

2 Delete "The names for each office shall be rotated as provided for the general election  
3 ballot."

4 Insert "The order of placement of the names for each office shall be [ROTATED]  
5 as provided for the general election ballot."

Attachment

4/22/95

ND 0B)

adopted

AMENDMENT

2

OFFERED IN THE SENATE

To: SB <sup>5</sup>~~48~~ (9-LS0997A)

Page 1, line 5:

delete the words "the back of"

**SB**

**5**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

DATE: 2/16/95

FURTHER:

DATE TURNED INTO OFFICE: 3-2-95

The Finance Committee considered **SENATE BILL NO. 5**

"An Act prescribing characteristics of voting booths employed in elections and the color of ballots used in state elections" **ELECTION BALLOTS**

and recommends:

be replaced with \_\_\_\_\_ CS \_\_\_\_\_ (\_\_\_\_\_)

adopt previous \_\_\_\_\_ CS SB5 ( STA )

attached \_\_\_\_\_ bill(s)

adopt Letter of Intent by \_\_\_\_\_ Committee

further referral to the \_\_\_\_\_ Committee

- Senate Bill: same title
- new title
- House Bill:**
- technical change
- new SGR

SIGNING DO PASS:	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓				
<i>[Signature]</i>	✓	<i>Paul F. Zhaniff</i>	✓		
Co-Chair: <i>[Signature]</i>	✓				
Co-Chair: <i>[Signature]</i>	✓				

**NEW FISCAL NOTE(S)**

Department                      Date      Zero      Fiscal


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

Department                      Date      Zero      Fiscal

Gov	2/13/95	0		

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

FISCAL NOTE

Bill Version: SB 5

BILL

(S) Publish Date: 2-16-95

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_  
Title: Election Ballots

Department Affected: Office of the Governor  
BRU: Division of Elections  
Component: General and Primary

Sponsor: Senator Kelly  
Requestor: \_\_\_\_\_

COMPONENT SERIAL NO. 22

EXPENDITURES/REVENUES:

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND &	0	0	0	0	0	0
GRANTS,	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

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

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

FUNDING:

1002 Federal	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

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

Estimate of current year (FY95) impact: 0

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: David Koivuneimi, Acting Director  
Division: Division of Elections

Phone: 465-4611

Date: 2-13-95

Approved by Commissioner: Fran Ulmer, Lieutenant Governor  
Agency: Office of the Governor

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

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2/14/95  
(S) STA, FIN  
P. 01

FISCAL NOTE

STATE OF ALASKA

BILL NO. SB 5

1995 LEGISLATIVE SESSION

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

Department Affected: Office of the Governor

Title: Election Ballots

BRU: Division of Elections

Component: General and Primary

Sponsor: Senator Kelly

COMPONENT SERIAL NO. 22

Requestor: \_\_\_\_\_

EXPENDITURES/REVENUES:

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND &	0	0	0	0	0	0
GRANTS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

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

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

FUNDING:

1002 Federal	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

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

Estimate of current year (FY95) impact: 0

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: David Kolvunelmi, Acting Director

Phone: 465-4611

Division: Division of Elections

Date: 2-13-95

Approved by Commissioner: Fran Ulmer, Lieutenant Governor

Agency: Office of the Governor

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

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SB 5

MEMBER

TENTH ALASKA LEGISLATURE  
ELEVENTH ALASKA LEGISLATURE  
TWELFTH ALASKA LEGISLATURE  
THIRTEENTH ALASKA LEGISLATURE  
FOURTEENTH ALASKA LEGISLATURE  
FIFTEENTH ALASKA LEGISLATURE  
SIXTEENTH ALASKA LEGISLATURE  
EIGHTEENTH ALASKA LEGISLATURE

ALASKA STATE SENATE



SENATOR TIM KELLY

STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-3822  
FAX (907) 465-3756

716 WEST 4TH, SUITE 400  
ANCHORAGE, ALASKA 99501  
(907) 258-8180  
FAX (907) 258-4524

February 22, 1995

To: **Senator Halford**  
Co-Chair  
**Senator Frank**  
Co-Chair  
Senate Finance Committee

From: **Senator Kelly**

Re: Request for hearing

I would like to request a committee hearing for CS SB 5 at your earliest convenience. CS SB 5 relates to the color of ballots in primary elections and the kind of voting booths available. For your reference I have attached the sponsor statement and the fiscal note.

If you have any questions regarding CS SB 5, please contact Patricia Grenier of my staff at extension 4823.

MEMBER

TENTH ALASKA LEGISLATURE  
ELEVENTH ALASKA LEGISLATURE  
TWELFTH ALASKA LEGISLATURE  
THIRTEENTH ALASKA LEGISLATURE  
FOURTEENTH ALASKA LEGISLATURE  
FIFTEENTH ALASKA LEGISLATURE  
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EIGHTEENTH ALASKA LEGISLATURE

ALASKA STATE SENATE



SENATOR TIM KELLY

STATE CAPITOL  
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716 WEST 4TH, SUITE 400  
ANCHORAGE, ALASKA 99501  
(907) 258-8180  
FAX (907) 258-4524

**Sponsor Statement**  
**CS SB 5 ( )**

**Privacy of Voting**

This past election many of the voters in my district and throughout the state complained about two things: different colored ballots and the new curtainless suitcase voting booths. This legislation is designed to address these concerns by ensuring the secrecy of ballots and the privacy of voting in two ways: by requiring that half of all booths at each precinct be curtained booths, and by having all primary ballots printed on white paper only.

As it stands now the secrecy of voting in this state is severely compromised. There simply have not been enough curtained voting booths at all polling places; in fact, my own precinct had just one curtained booth. As well, these new suitcase voting booths the division is utilizing have lower walls and no curtain, so that one can simply look over and see the ballot of the next voter. Finally, with the different colored ballots in the primary, as one carries their ballot and their stubs through the precinct, and when one wears their "I Have Voted" stubs the selection of ballot is obvious and not private or secret.

The ballot a voter chooses and how he or she casts their vote is a secret matter, not to be shared indiscriminately without consent. The secret ballot is one of the basic protections in a democracy. This legislation remedies these corruptions of the voting process, and carries a zero fiscal note.

**SB**

**6**

**HFIN**

**FILE**

## CITY OF PALMER, ALASKA

## RESOLUTION NO. 1049

## A RESOLUTION SUPPORTING ALASKA STATE DIVISION OF FORESTRY CONSOLIDATION PROJECT AT THE PALMER MUNICIPAL AIRPORT.

WHEREAS, the Alaska State Division of Forestry proposes to consolidate its operations from Eagle River, Anchorage, Big Lake, and existing operations at Palmer, and

WHEREAS, the Alaska State Division of Forestry has researched the proposed project and has determined it will increase the overall efficiency and effectiveness of this operation, and

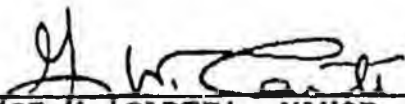
WHEREAS, the Alaska State Division of Forestry has determined that by doing this consolidation it will save in operating expenses \$8.9 million, and

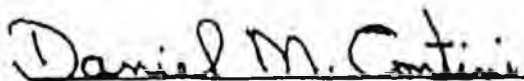
WHEREAS, the City of Palmer does have undeveloped land available at its airport site for a project such as this.

NOW, THEREFORE, BE IT RESOLVED that the City of Palmer supports the Alaska State Division of Forestry proposal to consolidate its operations at the Palmer Municipal Airport site.

BE IT FURTHER RESOLVED that the City of Palmer will work closely with the Division for this project's success including the issuance of "Certificates of Participation" by the City of Palmer and backed by the State of Alaska.

Passed and approved by the Palmer City Council this 28<sup>th</sup> day of March, 1995.

  
\_\_\_\_\_  
GEORGE W. CARTE, MAYOR

  
\_\_\_\_\_  
DANIEL M. CONTINI, ACTING CITY CLERK

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB 6 am

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

Department Affected: Administration

Title: "An Act relating to registration of a motor vehicle and suspension of a driver's license for failure to appear in court"

BRU: Public Defender Agency

Component: Public Defender Agency

Sponsor: Senator Taylor

Requestor: (H) Finance

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	59.6	59.6	59.6	59.6	59.6	59.6
TRAVEL	1.0	1.0	1.0	1.0	1.0	1.0
CONTRACTUAL SUPPLIES						
EQUIPMENT	3.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>63.6</b>	<b>60.6</b>	<b>60.6</b>	<b>60.6</b>	<b>60.6</b>	<b>60.6</b>

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

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

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

1002 Federal Receipts						
1003 GF Match						
1004 GF	63.6	60.6	60.6	60.6	60.6	60.6
1005 GF/Program Receipts						
1037 GF/Mental Health						
OTHER						
<b>TOTAL</b>	<b>63.6</b>	<b>60.6</b>	<b>60.6</b>	<b>60.6</b>	<b>60.6</b>	<b>60.6</b>

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

**POSITIONS:**

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

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

See attached sheet.

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

Phone: (907) 264-4412  
Date: \_\_\_\_\_

Approved by Commissioner: Mark Bover  
Agency: Department of Administration

Date: 2-27-96

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FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. SB 6 am

ANALYSIS: (continued)

This bill, by its provisions which permit the court to suspend an individual's driver's license for failure to appear in court as required by a citation (see Section 3), will have a distinct impact on the Public Defender Agency. The Alaska Court System indicates that 41,000 citations are issued per annum. The Department of Law correctly points out in its fiscal note that an individual who faces loss of driving privileges for failure to appear on a citation will have the right to a jury trial and public counsel if indigent. Both the Court System and the Department of Law had estimated the fiscal impact of this bill. Using their estimates, the Public Defender Agency will need two half-time attorney positions to absorb the additional workload. See fiscal analysis.

BUDGET ANALYSIS

1/2 Attorney II (Anchorage)	29.3
1/2 Attorney II (Palmer)	<u>30.3</u>
	59.6
Personal Services	59.6
Travel	1.0
Equipment (One Time)	<u>3.0</u>
TOTAL	63.6

# FISCAL NOTE

No. 3

Bill Version: SB 6

(S) Publish Date: 2-9-95

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Alaska Court System  
 Title: License/Registration - Suspension/ BRU: Trial Courts  
 Denial: \_\_\_\_\_ Components: \_\_\_\_\_  
 Sponsor: Sen. Taylor  
 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	5.5	5.5	5.5	5.5	5.5	5.5
TRAVEL						
CONTRACTUAL	1.5	1.5	1.5	1.5	1.5	1.5
SUPPLIES	0.2	0.2	0.2	0.2	0.2	0.2
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>

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

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

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	7.2	7.2	7.2	7.2	7.2	7.2
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

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

See attached fiscal analysis.

Prepared by: C. S. Christensen III, Staff Counsel *CCS* Phone: 264-8228  
 Agency: Alaska Court System Date: 02/02/95

Approved by: Arthur H. Snowden, II, Administrative Director *AS*  
 Agency: Alaska Court System Date: 02/02/95

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# Alaska State Legislature



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Fax: (907) 465-3922

352 Front Street  
Ketchikan, Alaska 99901  
Phone: (907) 225-8088  
Fax: (907) 225-0713

Chairman,  
Judiciary Committee

Vice Chairman,  
Transportation Committee

Member,  
Resources Committee  
Western Legislative Forestry Task Force

*Senator Robin L. Taylor*

## SPONSOR STATEMENT

### SENATE BILL 6

The intent of this legislation is to encourage individuals to pay some of the 25,000 traffic fines for moving violations that go uncollected each year.

Senate Bill 6 is designed to provide the court system with additional leverage in the collection of fines. It would also apply to an individual who fails to appear in court, as ordered.

SB 6 would be a valuable tool for use by the courts in addressing the problems created by those who choose to ignore the law, especially those who fail to make court-ordered appearances or to pay fines imposed by the court.

The bill is based on statutes from other states. The experience in the state of Washington indicates that over 50 percent of those who receive notice of possible sanctions clear up outstanding matters within one week.

SB 6 allows the court to suspend the driver's license of anyone who fails to make a court appearance or pay a fine. It also includes a provision putting the offender on notice that under existing law their Permanent Fund Dividend could be attached. The bill would actually generate revenue, first by helping to collect outstanding fines and secondly by the reinstatement fees that would be collected by the Division of Motor Vehicles.

DPS  
Court  
97.2 Court FN

District A

Hyder • Ketchikan • Kupreanof • Meyers Chuck • Petersburg • Saxman • Sitka • Wrangell

# 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

No. 3  
 Bill Version: SB 6  
 (S) Publish Date: 2-9-95

STATE OF ALASKA  
 1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Alaska Court System  
 Title: License/Registration - Suspension/ BRU: Trial Courts  
 Denial: \_\_\_\_\_ Components: \_\_\_\_\_  
 Sponsor: Sen. Taylor  
 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	5.5	5.5	5.5	5.5	5.5	5.5
TRAVEL						
CONTRACTUAL	1.5	1.5	1.5	1.5	1.5	1.5
SUPPLIES	0.2	0.2	0.2	0.2	0.2	0.2
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>

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

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

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	7.2	7.2	7.2	7.2	7.2	7.2
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>	<b>7.2</b>

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

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

See attached fiscal analysis.

Prepared by: C. S. Christensen III, Staff Counsel *[Signature]* Phone: 284-8228  
 Agency: Alaska Court System Date: 02/02/95

Approved by: Arthur H. Snowden, II, Administrative Director *[Signature]* Date: 02/02/95  
 Agency: Alaska Court System

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

Alaska Court SystemFiscal AnalysisSB 6

This bill provides the option of suspending driver's licenses for persons who fail to pay fines in traffic-related offenses and to persons who fail to appear at the court for moving violations. The court will be required to prepare two new forms: (1) a notice of license revocation and (2) a notice of termination of license revocation. During FY 94, the court system processed over 71,700 traffic offenses, of which over 41,000 involved moving violations. For purposes of this fiscal note, we have used the following assumptions:

Estimated Number of Warrants Issued for Failure to Satisfy (25% of all traffic citations)	17,900	
10% of warrant recipients will receive Notice of Revocation		1,800
80% of notice recipients will receive Notice of Termination of Revocation		1,400
Estimated Number of Warrants Issued for Failure to Appear (20% of moving violation citations)	8,200	
10% of warrant recipients will receive Notice of Revocation		800
80% of notice recipients will receive Notice of Termination of Revocation		600
Total number of notices processed by the courts		4,800

It is assumed that each notice will require 3 minutes of clerical time for preparation, mailing and tracking. Statewide clerical overtime needs are estimated at 230 hours.

Fiscal Impact

	<u>Amount</u>
<u>Personal Services</u>	
Overtime pay for clerical staff to accomplish additional computations. Based on range 10C Anchorage court clerk	5,522
<u>Contractual</u>	
Postage - mail 4,600 notices at 32¢ each	1,472
<u>Supplies</u>	
Cost of paper and envelopes for printing and mailing notices	<u>202</u>
Total Cost	<u>\$7,196</u>

# Alaska State Legislature



Chairman.  
Judiciary Committee

Vice Chairman.  
Transportation Committee

Member.  
Resources Committee  
Western Legislative Forestry Task Force

State Capitol  
Juneau, Alaska 99801-1182  
(907) 465-3873  
Fax: (907) 465-3922

352 Front Street  
Ketchikan, Alaska 99901  
(907) 225-8088  
Fax: (907) 225-0713

**Senator Robin L. Taylor**

## SPONSOR STATEMENT

### SENATE BILL 6

The intent of this legislation is to encourage individuals to pay some of the 25,000 traffic fines for moving violations that go uncollected each year.

Senate Bill 6 is designed to provide the court system with additional leverage in the collection of fines. It would also apply to an individual who fails to appear in court, as ordered.

SB 6 would be a valuable tool for use by the courts in addressing the problems created by those who choose to ignore the law, especially those who fail to make court-ordered appearances or to pay fines imposed by the court.

The bill is based on statutes from other states. The experience in the state of Washington indicates that over 50 percent of those who receive notice of possible sanctions clear up outstanding matters within one week.

SB 6 allows the court to suspend the driver's license of anyone who fails to make a court appearance or pay a fine. It also includes a provision putting the offender on notice that under existing law their Permanent Fund Dividend could be attached. The bill would actually generate revenue, first by helping to collect outstanding fines and secondly by the reinstatement fees that would be collected by the Division of Motor Vehicles.

DPS  
Court  
97.2 Court FN

District A

Hyder • Ketchikan • Kupreanof • Meyers Chuck • Petersburg • Saxman • Sitka • Wrangell

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. HCS SB 6 (CRA) am

Revision Date: 02/26/96 Dept. Affected: Alaska Court System  
 Title: License/Registration - Suspension/ BRU: Trial Courts  
 Denial: \_\_\_\_\_ Components: \_\_\_\_\_  
 Sponsor: Sen. Taylor  
 Requestor: \_\_\_\_\_ 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	513.3	513.3	513.3	513.3	513.3	513.3
TRAVEL						
CONTRACTUAL	121.5	121.5	121.5	121.5	121.5	121.5
SUPPLIES	6.2	6.2	6.2	6.2	6.2	6.2
EQUIPMENT	16.5					
LAND & STRUCTURES						
GRANTS & CLAIMS						
TOTAL OPERATING	657.5	641.0	641.0	641.0	641.0	641.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	657.5	641.0	641.0	641.0	641.0	641.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	657.5	641.0	641.0	641.0	641.0	641.0

POSITIONS

FULL-TIME	6.0	6.0	6.0	6.0	6.0	6.0
PART-TIME						
TEMPORARY						

Estimate of current year (FY 96) cost: \$ None

ANALYSIS: (Attach a separate page if necessary)  
 See attached fiscal analysis.

Prepared by: C. S. Christensen III, Staff Counsel *CSC* Phone: 264-8228  
 Agency: Alaska Court System Date: 02/26/96  
 Approved by: Arthur H. Snowden, II, Administrative Director *AS* Date: 02/26/96  
 Agency: Alaska Court System

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**ALASKA COURT SYSTEM**  
**FISCAL ANALYSIS**  
**HCS SB 6 (CRA)**

HCS SB 6 (CRA) provides that the court may suspend the driver's license, privilege to drive, or privilege to obtain a license of a person who fails to appear in court as required by a citation for an offense involving a moving motor vehicle, or who fails to pay a fine as required by the court for an offense involving a moving motor vehicle.

In 1994, the court system processed over 41,000 moving motor vehicle citations issued by state and municipal authorities. In its fiscal note dated May 6, 1995, the Department of Law has advised that revocation of a driver's license as a penalty stemming from a criminal offense requires a jury trial on the underlying offense. The overwhelming majority of these 41,000 citations do not currently fall into the category of offenses which require a jury trial. The Department of Law has estimated that approximately 800 one-day jury trials will result each year from passage of HCS SB 6 (CRA). One-half of these will be state cases, and one-half will be municipal cases.

Alaska Court SystemFiscal AnalysisHCS SB 6 (CRA) am

This bill provides the option of suspending driver's licenses for persons who fail to pay fines in traffic-related offenses and to persons who fail to appear at the court for moving violations. The court will be required to prepare two new forms: (1) a notice of license revocation and (2) a notice of termination of license revocation. During FY 94, the court system processed over 71,700 traffic offenses, of which over 41,000 involved moving violations. For purposes of this fiscal note, we have used the following assumptions:

Estimated Number of Warrants Issued for Failure to Satisfy (25% of all traffic citations)	17,900	
10% of warrant recipients will receive Notice of Revocation		1,800
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Estimated Number of Warrants Issued for Failure to Appear (20% of moving violation citations)	8,200	
10% of warrant recipients will receive Notice of Revocation		800
80% of notice recipients will receive Notice of Termination of Revocation		600
Total number of notices processed by the courts		4,800

It is assumed that each notice will require 3 minutes of clerical time for preparation, mailing and tracking. Statewide clerical overtime needs are estimated at 230 hours.

The fiscal impact of this legislation is comprised of two components: Administrative Processing and Jury Trials

Fiscal Impact of Administrative ProcessingPersonal Services

Overtime pay for clerical staff to accomplish additional computations. Based on range 10C Anchorage court clerk 5,522

Contractual

Postage - mail 4,600 notices at 32¢ each 1,472

Supplies

Cost of paper and envelopes for printing and mailing notices 202

Subtotal of Administrative Costs \$7,198

Fiscal Impact of Jury TrialsPersonal Services

	Salary	Benefits	Total
District Court Judge, Anchorage, PFT, 12 months	\$81,888	\$45,750	\$127,638
District Court Judge, Anchorage, PFT, 12 months	81,888	45,750	127,638
District Court Judge, Fairbanks, PFT, 12 months	83,292	46,382	129,674
In-Court Clerk, range 12A, Anchorage, PFT, 12 months	27,108	12,297	39,405
In-Court Clerk, range 12A, Anchorage, PFT, 12 months	27,108	12,297	39,405
In-Court Clerk, range 12A, Fairbanks, PFT, 12 months	30,780	13,272	44,052
			<u>507,813</u>

Contractual

Jury fees for 800 one-day trials with 6 jurors at \$25 a day 120,000

Supplies

Office supplies for new employees 8,000

Equipment

(one-time cost)

Office equipment for new employees 18,500

Subtotal of Jury Trials 650,313

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. HCSSB 6 (CRA)

Revision Date: 2/23/96 Dept. Affected: Department of Law  
 Title: "...suspension of a driver's license for failure to appear in court or failure to pay a fine..." BRU: Criminal Division  
 Sponsor: Senator Taylor Component: Criminal Division  
 Requester: House Finance Committee COMPONENT SERIAL NO. 2085

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	51.4	51.4	51.4	51.4	51.4	51.4
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	12.0	12.0	12.0	12.0	12.0	12.0
SUPPLIES	3.3	3.3	3.3	3.3	3.3	3.3
EQUIPMENT	15.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>81.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	81.7	66.7	66.7	66.7	66.7	66.7
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>81.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>

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

**POSITIONS**

FULL-TIME						
PART-TIME	2.0	2.0	2.0	2.0	2.0	2.0
TEMPORARY						

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

This bill amends AS12.25.200 and AS 28.15.181 to provide that the court may suspend the driver's license, privilege to drive, or privilege to obtain a license of a person who fails to appear in court as required by a citation for an offense involving a moving motor vehicle, or who fails to pay a fine as required by the court for an offense involving a moving motor vehicle. The Department of Law believes that 400 new cases will have to be handled by state prosecutors if this bill is enacted. That is because revocation of a driver's license as a penalty stemming from a criminal offense requires a jury trial on the underlying offense, as provided by the Alaska Supreme Court's ruling in Baker v. City of Fairbanks, 471 P.2d 386 (Alaska 1970). Consequently, state prosecutors will have to handle a large influx of one-day jury trials in district court.

The Alaska Court System estimates (based on 1994 data) that 20% of the 41,000 persons who are issued citations for moving violations each year fail to appear in court or fail to pay the fines resulting from those violations. Thus, about 8,000 persons fail to appear or pay a fine annually. It is conservatively estimated

Prepared by: Richard J. DeWitt, Director  
 Division: Administrative Services Division  
 Approved by Commissioner: Bruce M. Batello, Attorney General  
 Agency: Department of Law

Phone: 465-3672  
 Date: 2/23/96  
 Date: 2/23/96

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FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. HCSSB 6 (C&RA)

ANALYSIS CONTINUATION:

that about 10% of these persons (or 800 or more defendants) will continue to avoid appearing in court, or avoid paying a fine, resulting in a one-day jury trial to enforce the license revocation provisions of the bill. We believe that about one-half of these trials (400) will involve citations issued by the Department of Public Safety, requiring prosecution by a state prosecutor.

Although these offenses occur throughout the state, and in many cases will have to be handled by the department's existing staff, an attorney and a legal secretary will be needed in Anchorage to handle the large number of one-day trials (150) that will occur in Southcentral Alaska. And, although these cases do not generally require very much time, their sheer volume and the time necessary to prepare for trial, will require one part-time attorney annually to handle this increased caseload.

	(PPT) <u>Attorney III</u>	(PPT) <u>Legal Secretary I</u>	<u>Total</u>
Personal Services	34.6	16.8	51.4
Travel	0.0	0.0	0.0
Contractual	7.2	4.8	12.0
Supplies	2.1	1.2	3.3
Equipment	<u>6.5</u>	<u>8.5</u>	<u>15.0</u>
Total	50.4	31.3	81.7

# Municipality of Anchorage



P.O. BOX 196650  
ANCHORAGE, ALASKA 99519-6650  
(907) 343-4311

December 19, 1995

ANCHORAGE ASSEMBLY

Honorable Terry Martin  
716 West 4th Ave., Ste. 650  
Anchorage, AK 99501

Dear Representative Martin:

You asked for an Assembly reaction to an amendment to SB6 proposed by Senator Donley, which I am pleased to provide. As you know, for the last two years I have coordinated Assembly efforts to improve local parking laws and believe that we have one of the most reasonable parking codes in the Nation. As to your specific request:

1. The Legislature would be ill advised to embark on a program of revising state law to deal with one city's local government concerns. Local government was created to deal with local concerns. The SB6 amendments are specifically and inappropriately proposed to deal with what Senator Donley believes to be local concerns in Anchorage. The Assembly and the Mayor would be pleased to hear of any local government concerns Anchorage Legislators may become aware of and respond to them appropriately.
2. In the event that the Legislature passed a law which required local parking laws to be enforced by peace officers, it would likely be imposing a financial burden on Anchorage's local government at time of diminishing state and Federal revenue sharing. Local property taxes might have to increase to pay for the service and the existing revenue bonds committed to by Mayor Knowles could be at risk.

I would recommend that Senator Donley's amendment not be adopted.

Sincerely,

Bob Bell  
Anchorage Assembly Member

cc: Anchorage Legislative Delegation  
Anchorage Assembly Members  
Honorable Rick Mystrom  
Mr. Ernie Hall, APA Chairman

2  
ATTACHMENT

# FINANCE COMMITTEE REPORT

(11)

Date Referred: May 6, 1995

FURTHER REFERRALS:

Date of Committee Action: 2/27/96

The FINANCE Committee considered:

SB 6 am

SENATE BILL NO. 6 am

SUSPEND DRIVERS LIC./ TRAFFIC OFFENSES

"An Act relating to suspension of a driver's license for failure to appear in court or failure to pay a fine; relating to court and collection costs for traffic offenses; and relating to citations and court procedures for municipal traffic and parking offenses."

recommends it be replaced with the following committee substitute HCS SB 6 (CRA)  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)

4  fiscal note(s) (2) DPS (1) COURT  fiscal note(s) \_\_\_\_\_  
 (1) Corrections \_\_\_\_\_

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

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Mark Hanley</i>	Hanley	X			
<i>Glen Mulder</i>	Mulder	X			
<i>Tom Theriault</i>	Theriault		X		
<i>Sean Parnell</i>	Parnell	X			
<i>Vin Kohring</i>	Kohring	X			
<i>Kay Brown</i>	Brown			X	

CO  
 CHAIR'S SIGNATURE *Mark Hanley*  
 Hanley

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. CS SB 6

Revision Date: \_\_\_\_\_ Dept. Affected: Corrections  
 Title: An Act relating to suspension of a driver's license BRU: Community Corrections  
for failure to appear in court or failure to pay a fine... Component: \_\_\_\_\_  
 Sponsor: Senator Taylor  
 Requester: Senator Taylor COMPONENT SERIAL NO. \_\_\_\_\_

**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	0.0	0.0
TRAVEL						
CONTRACTUAL	38.0	38.0	38.0	38.0	38.0	38.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
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**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	38.0	38.0	38.0	38.0	38.0	38.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>

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

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

This bill would add failure to pay bail or fines related to moving traffic violations to the list of offenses for which driving privileges could be suspended. Under AS 28.15.291, upon a second conviction of driving a motor vehicle while the defendant's driving privileges have been suspended under AS 28.15.181 could result in a ten day jail sentence. The DOC does not supervise misdemeanor probation or community work service imposed in misdemeanor cases.

The language of related statutes allows considerable discretion to the court and the prosecutor with this offense and it is impossible to accurately predict how many individuals would receive additional time to serve due to the provisions of this bill. These offenders would serve their sentences in a CRC.

Each person who was sentenced to ten days for a second offense would serve 6.67 days at a cost of \$57.00 per day in a CRC for a total cost of \$380.00 per offender. One hundred offenders would result in an additional cost of \$38,000 annually.

Prepared by: Jerry Shriner  
 Division: Office of the Commissioner  
 Approved by Commissioner: *Margaret M. Pugh*  
 Agency: (Department of Corrections)

Phone: 465-4652  
 Date: 2/26/96  
 Date: 2/26/96

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# FISCAL NOTE

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

**BILL NO: HCS SB 6(CRA)**

Revision Date: 2/27/96 Dept. Affected: Public Safety  
 Title: An Act relating to registration of a motor vehicle and suspension of a driver license... BRU: Motor Vehicles  
 Component: Driver Services & Field Services  
 Sponsor: Senator Taylor  
 Requestor: House Finance COMPONENT SERIAL NO. 0500 & 0502

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

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	75.1	75.1	75.1	75.1	75.1	75.1
TRAVEL						
CONTRACTUAL	18.5	12.7	12.7	12.7	12.7	12.7
SUPPLIES	1.0	1.0	1.0	1.0	1.0	1.0
EQUIPMENT	20.0					
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>114.6</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>

CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
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CHANGE IN REVENUES (1004 Revenue Code)	416.2	416.2	416.2	416.2	416.2	416.2
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**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GE Match						
1004 GE	114.6	88.8	88.8	88.8	88.8	88.8
1005 GE/Program Receipts						
1006 GE/MHTIA						
Other						
<b>TOTAL</b>	<b>114.6</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>

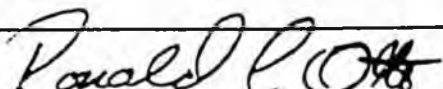
Estimate of current year (FY 95) impact: \$ \_\_\_\_\_

**POSITIONS:**

FULL-TIME	2	2	2	2	2	2
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary.)

SEE ATTACHED

Prepared By: Juanita M. Hensley Phone: 465-2650  
 Division: Motor Vehicles Date: 02/27/96  
 Approved by Commissioner:  Date: \_\_\_\_\_  
 Agency: Ronald L. Otte, Dept. of Public Safety

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This bill allows the courts to suspend a driver's license of a person who has failed to appear in court or failed to pay a fine for a moving traffic offense. The court has advised there are 25,000 moving violations each year where the person fails to pay the fine or fails to appear in court for these offenses. Assuming the court suspends the driver's license of 10 percent or 2,500 driver's license each year.

This bill impacts the Division of Motor Vehicles by resulting to 4,750 updates to the driving record of the persons whose license is being suspended. One computer entry to add the suspension to the driving record; and another entry to end the suspension once the person has complied. Reinstating the driver's license will also impact the DMV field offices. The Motor Vehicle Representative will be required to see proof from the court that the person has complied with the court requirements by, appearing in court, or by paying the fine for the moving violation. It is estimated 90 percent of all persons whose license is suspended will reinstate their driving privilege. A \$100.00 reinstatement fee is charged anytime a person has had their license suspended or revoked within the 10 years preceding application for a driver's license. It is estimated 1,125 individual's will pay the \$100. If the license was suspended or revoked more than one time within the 10 years preceding application for a driver's license, the reinstatement fee is increased to \$250. It is estimated 1,125 will pay the \$250. A person will also have to pay a duplicate license fee of \$10 prior to the license being issued. The amount of additional new general fund program receipt revenue generated by this bill is approximately \$416.2

Total number of suspension notices received from the courts by DMV	2,500
Total number of suspension notices being ended when a person has complied with the courts	2,250
Total number of license reinstated	2,250

<u>OPERATING</u>	<u>FY 97</u>	<u>FY 98</u>
<u>Personal Services</u>	<u>Salary and Benefits</u>	
Administrative Clerk III (Juneau)	\$38.4	\$38.4
Motor Vehicle Representative II (Anchorage)	\$36.7	\$36.7
<u>Contractual</u>		
Computer line Charges (Mainframe connection) \$0.5 per workstation	\$ 1.0	\$ 1.0
Postage 1st class mail	\$ 0.8	\$ 0.8
Postage is for 2,500 courtesy letters informing the individual of the effective date of the license suspension.		
Telephone lease & line charges	\$ 1.1	\$ 1.1
Redesign and printing of traffic citations	\$ 5.8	
Office lease space allocation 440 sq ft @\$1.85 per sq. ft	\$ 9.8	\$ 9.8
<u>Supplies</u>		
Routine office supplies	\$ 1.0	\$ 1.0
<u>Equipment</u>		
2 Computer Workstations @ \$10.0 each (One time costs)	\$20.0	
<b>TOTAL OPERATING</b>	<b>\$114.6</b>	<b>\$88.8</b>
 <u>REVENUE</u>		
2,250 Reinstatements 1,125 @\$100, 1,125 @\$250	\$393.7	\$393.7
2,250 Duplicate license fees @10	\$22.5	\$22.5
<b>TOTAL REVENUE</b>	<b>\$416.2</b>	<b>\$416.2</b>

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO: HCSSB 6 (CRA)

Revision Date: February 27, 1996

Dept. Affected: Public Safety

Title: Suspend driver's license/Traffic offense

BRU: Alaska State Troopers

Component: Detachments

Sponsor: Senator Taylor

Requestor: H. Finance

COMPONENT SERIAL NO. 0799

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

	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
OPERATING						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT	9.6	9.6	9.6	9.6	9.6	9.6
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	9.6	9.6	9.6	9.6	9.6	9.6
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES ( ) Revenue Code	-0-	-0-	-0-	-0-	-0-	-0-

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF	9.6	9.6	9.6	9.6	9.6	9.6
1005 GF/Program						
1006 GF/MHTIA						
Other						
TOTAL	9.6	9.6	9.6	9.6	9.6	9.6

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

**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 would require the Department to reprint the Uniform Traffic Citation. The department is required to provide citations forms for all law enforcement agencies in Alaska. Recently the department purchased 4,000 books at a cost of \$9,231.00.

This bill also has a potential fiscal impact by increasing the number of Driving with a Revoked License cases the department would have to handle.

Prepared By: Lt. Dan Lowden

Phone: 465-5505

Division: Alaska State Troopers

Date: February 27, 1996

Approved by Commissioner: *Ronald L. Otte*

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

Agency: \_\_\_\_\_

Ronald L. Otte, Department of Public Safety

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For further distribution information call the Governor's Legislative Office

# FISCAL NOTE

STATE OF ALASKA

BILL NO. HCS SB 6 (CRA) am

1996 LEGISLATIVE SESSION

Revision Date: 02/27/96Dept. Affected: Alaska Court SystemTitle: License/Registration - Suspension/BRU: Trial Courts

Denial

Components:

Sponsor: Sen. Taylor

Requestor:

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	5.5	5.5	5.5	5.5	5.5	5.5
TRAVEL						
CONTRACTUAL	1.5	1.5	1.5	1.5	1.5	1.5
SUPPLIES	0.2	0.2	0.2	0.2	0.2	0.2
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
TOTAL OPERATING	7.2	7.2	7.2	7.2	7.2	7.2

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

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

## FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	7.2	7.2	7.2	7.2	7.2	7.2
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	7.2	7.2	7.2	7.2	7.2	7.2

## POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

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

None

ANALYSIS: (Attach a separate page if necessary)

See attached fiscal analysis.

Prepared by: C. S. Christensen III, Staff CounselPhone: 264-8228Agency: Alaska Court SystemDate: 02/27/96Approved by: Arthur H. Snowden, II, Administrative DirectorAgency: Alaska Court SystemDate: 02/27/96

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

Alaska Court SystemFiscal AnalysisHCS SB 6 (CRA) am

This bill provides the option of suspending driver's licenses for persons who fail to pay fines in traffic-related offenses and to persons who fail to appear at the court for moving violations. The court will be required to prepare two new forms: (1) a notice of license revocation and (2) a notice of termination of license revocation. During FY 94, the court system processed over 71,700 traffic offenses, of which over 41,000 involved moving violations. For purposes of this fiscal note, we have used the following assumptions:

Estimated Number of Warrants Issued for Failure to Satisfy (25% of all traffic citations)	17,900	
10% of warrant recipients will receive Notice of Revocation		1,800
80% of notice recipients will receive Notice of Termination of Revocation		1,400
Estimated Number of Warrants Issued for Failure to Appear (20% of moving violation citations)	3,200	
10% of warrant recipients will receive Notice of Revocation		800
50% of notice recipients will receive Notice of Termination of Revocation		600
Total number of notices processed by the courts		4,600

It is assumed that each notice will require 3 minutes of clerical time for preparation, mailing and tracking. Statewide clerical overtime needs are estimated at 230 hours.

Fiscal ImpactPersonal Services

Overtime pay for clerical staff to accomplish additional computations. Based on range 10C Anchorage court clerk

5,522

Contractual

Postage - mail 4,600 notices at 32¢ each

1,472

Supplies

Cost of paper and envelopes for printing and mailing notices

202

Total Estimated Costs

\$7,196

SENATE JUDICIARY COMMITTEE

February 8, 1995

1:30 p.m.

SJUD - 2/8/95

SB 6 LICENSING/REGISTRATION SUSPENSION/DENIAL

The next order of business was SB 6. SENATOR TAYLOR, sponsor, asked JOE AMBROSE to testify before the committee. MR. AMBROSE stated the intent of SB 6 is to encourage individuals to make court appearances and pay outstanding fines related to moving vehicle citations and parking offenses. Each year, 25,000 traffic citations for moving violations go unpaid in Alaska, according to the Department of Public Safety. SB 6 is designed to provide the court system, and municipalities, throughout Alaska, with additional leverage in the collection of fines. It would also apply to an individual who fails to appear in court when ordered. SB 6 passed the Senate in a 17-3 vote last year as SB 166. SB 6 would be a valuable tool for use by the courts in addressing the problems created by those who choose to ignore the law, especially those who fail to make court ordered appearances or to pay fines imposed by the court. SB 6 is based on statutes from other states. In the State of Washington, over 50 percent of those who receive notice of possible sanctions clear up outstanding matters within one week. SB 6 ties the failure to settle moving violations to the driver's license and parking violations to vehicle registration which mirrors California law.

Number 096

SENATOR ADAMS asked why both moving and parking violations are included in SB 6, since parking violations are under the jurisdiction of municipalities. MR. AMBROSE replied SB 6 is based on the California statute which operates the same way. When the bill went through the process last year, there seemed to be quite a bit of interest from the urban areas to give them leverage when attempting to collect parking fines.

Number 114

SENATOR ADAMS questioned whether the sentence that allows the department to require electronic reporting in Section 2 could create a burden for municipalities. He asked whether this could be considered an unfunded mandate imposed by the state on municipalities. SENATOR TAYLOR replied that is not the intention; the sentence refers to the use of personal computers and disks as most municipalities now use. SENATOR ADAMS asked, if SB 6 passes, what the time frame would be for municipalities to install the electronic devices, and to notify the state of parking violations.

Number 140

MR. AMBROSE explained SB 6 calls for electronic reporting which would allow a municipality, with a stack of uncollectible parking citations, to make a report to the Division of Motor Vehicles. When that individual tries to renew a vehicle registration, outstanding fines would have to be paid prior to registering the

vehicle. SENATOR ADAMS discussed a scenario in which a person with several vehicles driven by other family members might be prevented from registering a vehicle because an outstanding parking citation on one of the vehicles exists. MR. AMBROSE referred to line 5 of page 2 which states actual notice must be given to the applicant. SENATOR ADAMS expressed concern with the inclusion of parking violations in SB 6.

Number 182

JUANITA HENSLEY, Chief of Driver Services for the Division of Motor Vehicles (DMV), testified. She stated that a similar bill was introduced several years ago in the Legislature to assist municipalities in the collection of parking fines. Two years ago, Senator Taylor introduced a bill to deal with moving violations. At the request of some of the municipalities, the parking citation provision was added. To ease the burden on the Department of Public Safety, the department requested that municipalities have electronic access to motor vehicle registration files to place a hold on vehicle registrations until outstanding fines are paid. She noted line 7 of Section 2 refers to any vehicle, so that all fines on vehicles owned by the applicant would have to be paid before a vehicle could be registered.

SENATOR ADAMS asked if the DMV would notify the owner of the violation a second time, after issuance of the citation. MS. HENSLEY explained notification would occur when the person attempted to register the vehicle.

Number 232

SENATOR ELLIS asked what entity in Anchorage would be transferring information to the DMV. MS. HENSLEY replied the Anchorage Parking Authority. SENATOR ELLIS asked for clarification of the term "any vehicle." MS. HENSLEY replied it would include any vehicle subject to registration in Title 28, such as passenger cars, trucks, and commercial vehicles, but not 3 and 4 wheelers. SENATOR ELLIS expressed concern that the Anchorage Parking Authority would be the entity transferring information.

SENATOR ADAMS asked what time line will be used for municipality notification to the state. MS. HENSLEY stated there has not been any discussion on a time line. SENATOR TAYLOR noted the time for notification would be determined by the municipality.

SENATOR ADAMS referred to the fiscal note from the Trial Court System and asked how the percentages of revocations and terminations were determined. MS. HENSLEY was not familiar with the fiscal note from the Court System. She explained that Section 3 of SB 6 allows the court to suspend a driver's license. In 1994 the Court System estimated it would suspend approximately 2500 drivers' licenses out of the 25,000 unpaid moving violations.

Number 296

SENATOR ELLIS asked if an individual has an unpaid parking ticket on a personal vehicle, would that outstanding fine effect the registration of business vehicles registered by that individual.

MS. HENSLEY answered affirmatively. SENATOR TAYLOR explained every time the individual attempted to register any vehicle, outstanding fines would have to be paid first. SENATOR ELLIS requested information on the schedule of fines and penalties for outstanding parking citations. SENATOR TAYLOR noted the municipalities requested the inclusion of parking violations to strengthen the municipalities' position against people who waste police officers' time and court time by not taking responsibility for the payment of fines. Currently the municipalities request bench warrants for these people.

SENATOR ADAMS asked what the Department of Public Safety's position would be if Section 2 was deleted. MS. HENSLEY stated the Department would have no problem with the deletion of Section 2.

Number 345

SENATOR MILLER moved SB 6 out of committee with individual recommendations. SENATOR ADAMS objected. He stated Section 2 needs to be eliminated. SENATOR TAYLOR stated SB 6 has a further referral to the Senate Finance Committee, where the municipalities should be requested to present a justification for Section 2. SENATOR ELLIS asked the committee to officially request information on the schedule of parking fines and penalties for late payment. SENATOR TAYLOR agreed. A roll call vote was taken on the motion with the following results: Senators Taylor, Green and Miller voted "Yea," and Senators Adams and Ellis voted "Nay." The motion passed.

MINUTES  
SENATE FINANCE COMMITTEE  
March 15, 1995  
9:07 a.m.

SENATE BILL NO. 6

"An Act relating to registration of a motor vehicle and suspension of a driver's license for failure to appear in court or failure to pay a fine."

Senator Halford announced Joe Ambrose from Senator Taylor's office and asked him to join the committee. Mr. Ambrose stated that Senator Taylor is the sponsor of SB 6. It is designed to provide the court system and municipalities throughout Alaska with additional leverage in the collection of fines relating to moving vehicle citations and parking offenses. He also stated that it applies to an individual who fails to appear in court as ordered. This legislation passed the Senate last year on a 17 - 3 vote as SB 166. SB 6 would be a valuable tool for use by the courts in addressing the problems created by those who choose to ignore the law, especially those who fail to make court ordered appearances or to pay fines imposed by the court. The bill is based on statutes from other states. The experience in the State of Washington indicates that over 50% of those who receive notice of possible sanctions, clear up outstanding matters within a week. SB 6 ties together the failure to settle moving violations to the drivers license, and parking violations to vehicle registration. This mirrors the California law. A new fiscal note from the Department of Public Safety, Division of Motor Vehicles indicates a change for additional leased office space for \$10.0. The bill continues to be a generator of revenue based on the renewal fees for a suspended license.

Co-chair Halford noted that the change from \$104.8 to \$114.6 is reasonable.

Senator Phillips noted a situation that involved a Chugiak resident who received a ticket and was to appear before the court. He claims that he did not receive notice to appear before court due to an incorrect address.

Mr. Ambrose responded that this is an option for the court, it is not mandatory. He mentioned that there are over 25,000 outstanding moving violations fines in a given year. The court system was working on the assumption that approximately 10% of those would fall into this system.

Mr. Ambrose stated that Senator Taylor's office has received a response from the parking ferries. There have been several POM's generated. The opposition is not to the overall thrust of the bill, but rather to Section 2 which applies to unpaid parking fines and would lead to non-renewal of the vehicle registration. The area of concern is in Anchorage, and in particular, the Anchorage Parking

Authority. Section 2 was included last year at the suggestion of several municipal attorneys. The sponsor does not take great ownership in this section, and if it were deleted he would not be upset.

Senator Rieger supports the amendment and asked what it would do to the fiscal note. He stated that the Anchorage Parking Authority cites for improper placement or tagging of license plates. Senator Donley stated that he has a draft amendment, and recommended holding the bill. He stated that there is a problem when ticketed by the Anchorage Parking Authority, in that there are no appellate rights. A prohibitive fee is required to challenge the ticket. When ticketed by a peace officer or a state trooper, one has the right to go to court and defend themselves. He stated that when people are ticketed, based on state rules, they should be provided with the same due process that the state provides.

Senator Zharoff asked if Alaska would have reciprocity with other states regarding the parking and moving violations. Mr. Ambrose responded that he didn't know about parking violations, but that there is an existing arrangement whereby, if the State runs a records check and there is an outstanding warrant, out-of-state, it can be executed.

Senator Zharoff then quoted Section 3, "When the person appears in court or pays the required fine, the court shall terminate the suspension imposed under this subsection and provide the department and the person with written notice of the termination." He noted that this process is very slow. He stated that what should take minutes, often takes weeks

or months. He asked if this particular problem could be remedied? Mr. Ambrose stated that he could not fix that problem in this bill.

Mr. Ambrose reiterated that the intent of the legislation is to give the court additional leverage. If there is a failure to appear in court, the court at this time can issue a warrant. The fact remains that there are so many of these cases that it does not happen.

Senator Donley issued his proposed amendment. Co-chair Halford asked if there was conflict in his amendment insofar as removing Section 2 from SB 6. Senator Donley responded there was no conflict. Senator Phillips moved to delete Section 2 from SB 6. No objection having been raised, Section 2 has been deleted from the bill and will be reflected in a CS.

Discussion was had on Senator Donley's proposed amendment. Co-chair Halford asked that Senators Zharoff and Donley work with Senator Taylor in redrafting the bill. The committee agreed to hold the bill to the next meeting, Friday, March 17th.

MINUTES  
SENATE FINANCE COMMITTEE  
March 30, 1995

SENATE BILL NO. 6

"An Act relating to registration of a motor vehicle and suspension of a driver's license for failure to appear in court or failure to pay a fine."

Joe Ambrose, Legislative Aid to Senator Taylor, in responding to the wishes of the committee, spoke to the current work draft CSSB 6, draft number #L0091/F, with a fiscal note of \$38.0 from the Dept. of Corrections. The work draft changes the title, and includes additional language.

Senator Donley stated that the costs of \$25 for court, and \$10 for collection seems low compared to actual costs.

Senator Phillips asked that the bill be redefined since there have been several changes. Mr. Ambrose briefly covered each section of the bill and explained the changes made. He pointed out that in Section 1, there is intent language that says, "It is the intent of the legislature that after a person has made a required court appearance or paid a fine required by the court, that any driver's license suspension imposed by the court be terminated as quickly as possible."

Discussion revolved around the Anchorage Parking Authority and the practice of issuing citations for parking violations. The APA cites under municipal ordinance for failing to follow state law. The APA fine is \$75 and follows a different procedure. Senator Donley suggested that the middle ground to solving this procedure is to regulate the fine imposed by the APA to 50%, or some percentage, of the state fine. Senator Phillips said the state issues the license plates and registration, so therefore it should be a state responsibility to enforce those laws. The APA enforces the parking in Anchorage. They want to expand their authority to include other non-moving violations. The question is, does the legislature give them that authority? Co-chair Halford said, they have that authority now. Senator Donley supports the portion of the bill that says the municipality must use the same appeals process that the state uses. He cited the difference between being cited by the state and the municipality.

Co-chair Halford invited Juanita Mensley, Dept. of Motor Vehicles. She stated that the Anchorage Parking Authority (APA) by issuing the citation has a compliance standard, higher than in other areas of the state. Mr. Ambrose read a letter from the Mayor of Anchorage, dated March 24th, "By not allowing parking code enforcement officers to cite registration on parked vehicles, the bill would put us in the position of either not enforcing the 35,000 registration violations we currently cite per year, or having the police department provide that enforcement. Senator Sharp stated

that the complaints are coming from people who not only did

register their vehicles, but mistakingly placed the sticker in the wrong place or on the wrong plate, and therefore obtained a fine. Ms. Hensley stated that in 1987, this legislature passed a law that allowed a municipality to set their own fines, and to collect those fines for revenue for that municipality.

Currently, the cities of Fairbanks, Anchorage, Juneau, Sitka and Ketchikan, write their own traffic citations under their own city ordinances. The state does not see the money from the fines. If they contest the citation, it goes to court, and the court keeps a portion of it and remits the remaining to the city.

Senator Phillips MOVED to adopt CSSB 6(FIN), version L0091\F. No objection having been heard, it was ADOPTED.

Senator Rieger answered Senator Zharoff's question stating that AS 43 23 065 is the statute which exempts a portion of the permanent fund dividend from attachment, except for specific exemptions.

Senator Rieger MOVED for passage of CSSB 6 (FIN) with individual recommendations and accompanying fiscal notes. No objection having been heard CSSB 6 (FIN) was REPORTED OUT of committee with the following fiscal notes: Dept. of Public Safety, Troopers, zero; Alaska Court System, \$7.2; Dept. of Public Safety, Dept. of Motor Vehicles, \$114.6; and Dept. of Corrections \$38.0. Co-chair Frank and Senators Phillips and Donley recommended "do pass". Co-chair Halford and Senators Rieger, Zharoff, and Sharp signed "other recommendations".

#### ADJOURNMENT

The meeting was adjourned at approximately 10:00 a.m.

SENATE FIN BASIS - 2 - 03/30/95

**ANCHORAGE  
PARKING  
AUTHORITY**

700 WEST 6th AVENUE, SUITE 206  
ANCHORAGE, ALASKA 99501  
(907) 276-7275

January 5, 1996

**Honorable Terry Martin  
House of Representatives  
Alaska State Legislature  
State Capital  
Juneau, Alaska**

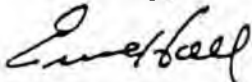
**Dear Representative Martin:**

Thank you for your inquiry regarding the Anchorage Parking Authority's position on the amendment Senator Donley proposes attaching to SB6. Another Legislator asked the question recently and I am taking the liberty of sending to you a very thorough memorandum prepared by our Hearing Officer as part of that correspondence. Senator Donley's idea, we believe, is not based on a very thorough understanding of the facts. I would be surprised if, after reviewing the Hearing Officer's analysis, there would be further concern since due process, free of charge, is very well protected and operated according to law within the Authority. However, if there are further questions, I would be most pleased to respond.

The Legislature might also be interested in knowing that the Authority is governed by a board of directors and an executive director, all of whom are appointed by the Mayor and confirmed by the Assembly. Our charge is to uphold our facility, maintenance, operating and enforcement responsibilities as dictated by ordinance and bond indenture. Our friends within the Anchorage delegation can be assured that this citizen board is mindful of its public interest obligations and is extremely citizen oriented. That having been said, when laws are finally adopted, we require the professional, efficient and non-selective enforcement of them. And, I should add, our Board is very pleased with the difficult but well managed effort provided by the staff of APA.

All best wishes to you.

Sincerely,



**Ernie Hall  
Chairman, APA Board of Directors**

**P.S. I thought you'd also be interested in knowing that last summer APA offered to appear before all Community Councils; five accepted. Following presentations, all enthusiastically endorsed the Authority's work (See attached).**

cc: Anchorage Assembly  
Anchorage Legislative Delegation  
Honorable Rick Mystrom, Mayor



Downtown C.C.

Downtown Community Council  
600 Barrow Street, Suite 200  
Anchorage, Alaska 99501



July 10, 1995

Dave Harbour  
Executive Director  
Anchorage Parking Authority  
700 West 6th Avenue, Suite 206  
Anchorage, Alaska 99501

Dear Dave:

At the recent July 6th, Downtown Community Council meeting, a motion was passed to by the Council to send a letter of appreciation to you and the Anchorage Parking Authority. The Anchorage Parking Authority has done an excellent job maintaining and improving APA facilities. The Council commends the Parking Authority, and you, for its efficient operation. We also thank you for listening to the concerns of our members about parking issues and your efforts towards making parking Downtown more user friendly.

Very truly yours:

DOWNTOWN COMMUNITY COUNCIL

Nonie W. Turville  
Corresponding Secretary

OCT. -20' 95 (FRI) 09:13 ANCH PARK AUTHORITY

TEL: 907 2795073

P. 002

September 29, 1995

Board of Directors  
Anchorage Parking Authority  
700 W. 6th Avenue, Suite 206  
Anchorage, Ak. 99501

Dear APA Board:

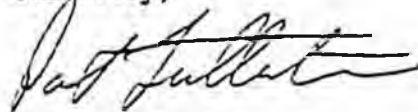
On July 5, our Community Council invited your Executive Director to address Members on the history, evolution, accomplishments and issues concerning the Authority. A number of penetrating questions were asked. Attending that meeting were a number of Members of the Assembly and the State Legislature.

Following the presentation, the former president of our council (who now serves as the President of the Federation of Community Councils) moved that, "the Spenard Community Council does hereby express appreciation to the Anchorage Parking Authority for its effective management of public assets entrusted to it; for its efficient and fair enforcement practices; and, for the other contributions it makes to the public interest, including Saturday Market."

The Authority is frequently on the receiving end of criticism from those who obtain parking tickets; but we have come to know that your role is important to our community and that you perform it well and without favoritism.

Please let me know how our Council may be of further help to you.

Sincerely,



Pat Fullerton  
President

Spenard C.C.

Post-It® Fax Note	7671	Date	9/20	Pages	1
To	David Harbour	From	Pat Fullerton		
Co./Dept.	APA	Co.	S.C.C.		
Phone #		Phone #	563-3372		
Fax #	279-5073	Fax #	167-7000		

SOUTH ADDITION COMMUNITY COUNCIL

RESOLUTION

NUMBER 6-2-95

BE IT RESOLVED by the South Addition Community Council that the enforcement and community work being performed by the Anchorage Parking Authority is of great benefit to our community and deserves our support and thanks.

Adopted by unanimous vote on June 29, 1995.

Attest:

South Addition Community Council



Seth Eames  
President

*He. copy* *SE*

4139 Raspberry Road  
Anchorage, Alaska 99502  
October 20, 1995

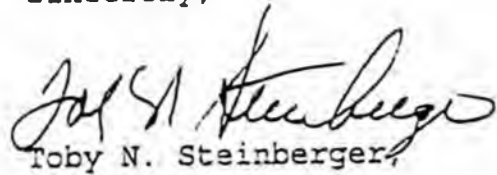
David Harbour  
Anchorage Parking Authority  
700 W. 6th Ave.  
Anchorage, Alaska 99519-6650

Re: Sand Lake Community Council Resolution

Dear Mr. Harbour:

On October 11, 1995, the Sand Lake Community Council passed the attached resolution.

Sincerely,



Toby N. Steinberger,  
Secretary,  
Sand Lake Community Council


cc: Federation of Community Councils

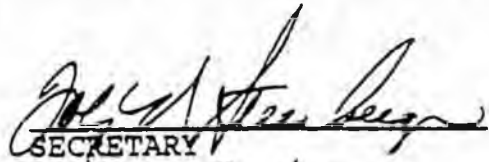
RESOLUTION 95-04  
SAND LAKE COMMUNITY COUNCIL

SUBJECT: COUNCIL'S COMMENDATION FOR DAVID HARBOUR AND THE  
EMPLOYEES OF THE ANCHORAGE PARKING AUTHORITY

The Sand Lake Community Council hereby resolves that it commends David Harbour and the employees of the Anchorage Parking Authority for their management of the Authority and for their development and maintenance of the Saturday Market.

Adopted this 11<sup>th</sup> day of October, 1995 by the Sand Lake Community Council.

  
PRESIDENT Glen E Cravetz

  
SECRETARY  
Toby N. Steinboer

9/21/95

**Northeast Community Council**

**Ernie Hall  
Chairman of the Board  
Anchorage Parking Authority/  
Saturday Market  
700 W. 6th Ave. Suite 206  
Anchorage, Ak. 99501**

**Dear Mr. Hall:**

**In the Northeast Community Council Area we are striving to transform our public areas and neighborhoods into attractive parts of the Anchorage community.**

**We believe that while your enforcement efforts are not universally appreciated, they are necessary for a civilized community. We are in general support of the laws which exist and appreciate your properly enforcing those within your area of responsibility including our area.**

**We also appreciate your efforts to maintain and market garages and lots; to operate your agency as much like a successful private company as the laws permit; to be interested in supporting the community with the Saturday Market.**

**In short, we appreciate your efforts.**

**Sincerely,**

A handwritten signature in black ink, appearing to read "Ed McCoy, Chairman". The signature is written in a cursive style with a large, sweeping initial "E".

**RM**

MEMORANDUM

To: Dave Harbour, Executive Director

From: Kevin J. Kinney, Hearing Officer

Date: September 25, 1995

Re: Review of Appeal Process

---

Background. SB-6 and the discussions related to the "Parking Authority" amendment communicate concern with the appeal process used for parking citations. The purpose of this memo is to explain and clarify the appeal process under which a citizen may challenge any parking citation. The cornerstone of the process is the Administrative Hearing Office. This office reviews and rules on citations issued by the Anchorage Police Department, Alaska State Troopers, Municipal Street Maintenance, Anchorage Telephone Utility, Anchorage Parking Authority as well as other entities empowered to issue parking citations. In reviewing the process it is important to look at facts related to specific citations and appeals.

First, the administrative appeal process under review is one of the most user friendly appeal processes in Alaska or any other state. All proceedings are in compliance with the Administrative Procedures Act and Anchorage Municipal Code Chapter 3.60, concerning administrative adjudication. The Anchorage Parking Authority operates a toll free 800 number to answer questions about citations or appeals. A citizen may request and file appeals in person, via facsimile or through the mail. Our office is open from 9:00 a.m. - 5:00 p.m. and, on request, I will schedule appeals on the weekends or evenings. Finally, any citizen has the right to appear in person to plead her case, present witnesses, ask for discovery, request the presence of and question the citing officer or present his case through written statements.

Second, the appeal process for parking citations within the Municipality of Anchorage is one of the most liberal in the country. No fee of any kind is charged by the administrative hearing office for filing an appeal. In 1994, the municipal assembly, at the request of and with the cooperation of the Hearing Office and the management of the Anchorage Parking Authority acted to increase the time period for filing an appeal from seven (7) to thirty (30) days. In fact, even if a citation is affirmed, no late payment penalty is assessed until at least thirty days after the issuance of a written decision from the Hearing Officer.

Third, the first issue dealt with in every appeal is whether a violation of municipal ordinance has occurred. Appellants often admit the violation either through their written or oral testimony. Unless there is an error on the face of the citation, which APA relies on for its case, it constitutes a prima facie case that a violation has occurred. However, appellants may show, by a preponderance of the evidence, that no violation has occurred. If this happens, the citation is dismissed. Even if a violation of municipal ordinance is found to exist, the Hearing Officer always considers the surrounding facts and circumstances. If a legal excuse or justification which would excuse an appellant's violation is proven, the citation is dismissed. Concerning registration/display violations, the Hearing Officer may affirm the citation, reduce the citation, or grant the appeal and dismiss the citation. This is a simplification of the Hearing Process, but it is a valid overview.

Fourth, in the event that the Hearing Officer affirms a citation, the decision is issued in writing within fifteen (15) days of the hearing date. Every decision affirming or reducing a citation specifically informs the citizen of her right to appeal the Hearing Officer's determination to Superior Court within thirty (30) days of the date of the decision. The Administrative Appeals Office preserves the administrative record of every appeal for two (2) years. The files are open to the public and an administrative record will be prepared for an appeal to the Superior Court upon request. State Court rules state that the appellant is responsible for the cost associated with preparation of the record. However, if an appellant obtains permission from the court to file a tape recording of the hearing rather than a transcript, the cost is usually nominal (\$5.00 - \$10.00).

Fifth, filing an appeal in the Superior Court involves a filing fee and a bond requirement. This is not a requirement of the Anchorage Parking Authority or the Administrative Hearing Office. This is a charge for filing an appeal for the review of a decision in an Administrative Adjudication; every citizen's appeal to the Administrative Hearing Office is provided free of charge. There is presently no blanket exception to the fee requirements for appeals to the Superior Court. However, the court clerk's office will provide appellants with forms for requesting waiver of the filing fee and bond requirement. It is within the discretion of the judge who is assigned to each case to waive either or both the filing fee or bond requirement. The Hearing Office and the Anchorage Parking Authority have instructed the Municipal Attorney's Office to routinely file "Non-Opposition" to requests for waiver of the bond requirement when the appeal is related to a parking citation. Waiver of the filing fee is solely within the discretion of the assigned judge. Waiver of the bond requirement is almost always granted. It may be within the power of the Presiding Judge of the Third Judicial District to except all appeals of parking violations from bond requirements.

Conclusion. The administrative hearing process has been reviewed by the Ombudsman, the Superior Court and on limited issues by the Supreme Court. To date it has met or exceeded all due process concerns raised. The existent process is fair to any citizen appealing a citation. If you have any further questions please do not hesitate to contact me.

Withdrawn

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. HCSSB 6 (CRA)

Revision Date: 2/23/96 Dept. Affected: Department of Law  
 Title: "...suspension of a driver's license for failure to appear in court or failure to pay a fine..." BRU: Criminal Division  
 Sponsor: Senator Taylor Component: Criminal Division  
 Requester: House Finance Committee COMPONENT SERIAL NO. 2085

### Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES	51.4	51.4	51.4	51.4	51.4	51.4
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	12.0	12.0	12.0	12.0	12.0	12.0
SUPPLIES	3.3	3.3	3.3	3.3	3.3	3.3
EQUIPMENT	15.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>81.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

### FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	81.7	66.7	66.7	66.7	66.7	66.7
1005 GF/Program Receipts						
1008 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>81.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>	<b>66.7</b>

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

### POSITIONS

FULL-TIME						
PART-TIME	2.0	2.0	2.0	2.0	2.0	2.0
TEMPORARY						

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

This bill amends AS12.25.200 and AS 28.15.181 to provide that the court may suspend the driver's license, privilege to drive, or privilege to obtain a license of a person who fails to appear in court as required by a citation for an offense involving a moving motor vehicle, or who fails to pay a fine as required by the court for an offense involving a moving motor vehicle. The Department of Law believes that 400 new cases will have to be handled by state prosecutors if this bill is enacted. That is because revocation of a driver's license as a penalty stemming from a criminal offense requires a jury trial on the underlying offense, as provided by the Alaska Supreme Court's ruling in Baker v. City of Fairbanks, 471 P.2d 386 (Alaska 1970). Consequently, state prosecutors will have to handle a large influx of one-day jury trials in district court.

The Alaska Court System estimates (based on 1994 data) that 20% of the 41,000 persons who are issued citations for moving violations each year fail to appear in court or fail to pay the fines resulting from those violations. Thus, about 8,000 persons fail to appear or pay a fine annually. It is conservatively estimated

Prepared by: Richard J. Peaves, Director  
 Division: Administrative Services Division  
 Approved by Commissioner: Bruce M. Boehm, Attorney General  
 Agency: Department of Law

Phone: 465-3672  
 Date: 2/23/96  
 Date: 2/23/96

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FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. HCSSB 6 (C&RA)

ANALYSIS CONTINUATION:

that about 10% of these persons (or 800 or more defendants) will continue to avoid appearing in court, or avoid paying a fine, resulting in a one-day jury trial to enforce the license revocation provisions of the bill. We believe that about one-half of these trials (400) will involve citations issued by the Department of Public Safety, requiring prosecution by a state prosecutor.

Although these offenses occur throughout the state, and in many cases will have to be handled by the department's existing staff, an attorney and a legal secretary will be needed in Anchorage to handle the large number of one-day trials (150) that will occur in Southcentral Alaska. And, although these cases do not generally require very much time, their sheer volume and the time necessary to prepare for trial, will require one part-time attorney annually to handle this increased caseload.

	(PPT) <u>Attorney III</u>	(PPT) <u>Legal Secretary I</u>	<u>Total</u>
Personal Services	34.6	16.8	51.4
Travel	0.0	0.0	0.0
Contractual	7.2	4.8	12.0
Supplies	2.1	1.2	3.3
Equipment	<u>6.5</u>	<u>8.5</u>	<u>15.0</u>
Total	50.4	31.3	31.7

SENATE STATE AFFAIRS COMMITTEE

February 2, 1995

3:37 p.m.

ssta - 2/2/95

SB 6 LICENSING/REGISTRATION SUSPENSION/DENIAL

Number 001

CHAIRMAN SHARP calls the Senate State Affairs Committee to order at 3:36 p.m. and brings up SB 6 as the first order of business. The chairman calls the first witness.

Number 022

SENATOR TAYLOR, prime sponsor of SB 6, relays information contained in his sponsor statement. Senator Taylor thinks SB 6 will increase revenue to the state because it is an impetus for people to pay outstanding fines.

CHAIRMAN SHARP notes that Juanita Hensley and Joe D'Amico, both from the Department of Public Safety, are available to answer questions.

Number 083

SENATOR DONLEY asks if the administration has a position on SB 6.

Number 088

JUANITA HENSLEY, Chief, Driver Services, Div. of Motor Vehicles, Dept. of Public Safety (DPS), says she is present to testify on the technical affect SB 6 would have on DPS and how SB 6 would be administered. She guesses that the administration would be neutral on this legislation at this time.

CHAIRMAN SHARP asks Ms. Hensley if it would be "do-able" to pick these fines off the computer at the time of re-registration.

Number 105

MS. HENSLEY replies SB 6 would allow the court system to suspend a person's driver's license for failure to appear in court to pay a moving violation. Also, for those communities that have parking offenses, an electronic update of the vehicle record could be placed by the municipality on the offender's motor vehicle file. Before DPS would register a vehicle, DPS would require the registrant to show proof of having paid their parking and traffic fines. This bill does allow, and would require, a reinstatement fee upon reissuance of driver's licenses. So that would be a revenue generator for the state.

Number 123

SENATOR RANDY PHILLIPS makes a motion to discharge SB 6 from the Senate State Affairs Committee with individual recommendations.

SENATE STA FASIS - 1 - 02/02/95

CHAIRMAN SHARP, hearing no objection, orders SB 6 released from committee with individual recommendations.

d

HOUSE COMMITTEE REPORT

5/6/95

(7)

Date Referred: April 28, 1995

FURTHER REFERRALS:

Finance

Date of Committee Action: 5/5/95

The JUDICIARY Committee considered:

SB 6 am

SENATE BILL NO. 6 am

SUSPEND DRIVERS LIC./ TRAFFIC OFFENSES

"An Act relating to suspension of a driver's license for failure to appear in court or failure to pay a fine; relating to court and collection costs for traffic offenses; and relating to citations and court procedures for municipal traffic and parking offenses."

recommends it be replaced with the following committee substitute HCS SB 6 (CRA) [x] 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) (3) [x] senate (fiscal note(s)) Corrections, Public Safety 3/30/95
Court System 2/9/95
[ ] zero fiscal note(s) [x] senate (zero fiscal note(s)) Public Safety 2/3/95

Table with columns: SIGNING WITH RECOMMENDATIONS, DP, DNP, NR, AM. Rows include names like Porter, Green, Tooley, B. Davis, Finkelstein and a large scribbled-out row.

CHAIR'S SIGNATURE Brian Porter

HOUSE COMMITTEE REPORT

4/28/95

(7)

Date Referred: April 19, 1995

FURTHER REFERRALS:

Judiciary  
Finance

Date of Committee Action: 4-27-95

The COMMUNITY AND REGIONAL AFFAIRS Committee considered:

SB 6 am

SENATE BILL NO. 6 am

SUSPEND DRIVERS LIC./ TRAFFIC OFFENSES

"An Act relating to suspension of a driver's license for failure to appear in court or failure to pay a fine; relating to court and collection costs for traffic offenses; and relating to citations and court procedures for municipal traffic and parking offenses."

recommends it be replaced with the following committee substitute HCS for SB 6 (C+RA)  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:

fiscal note(s)

<sup>senate</sup> fiscal note(s)

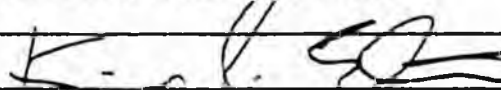
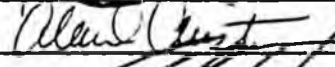
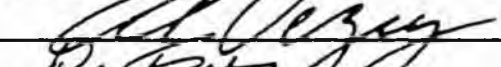
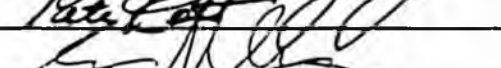

<sup>(Dept/Date)</sup> 3/30/95 3/30/95  
Corrections, Public Safety

Court System 2/9/95

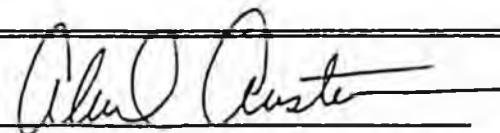
zero fiscal note(s)

<sup>senate</sup> zero fiscal note(s)

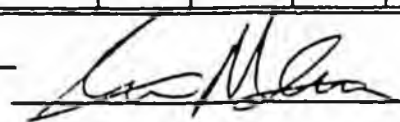
Public Safety 2/3/95

SIGNING WITH RECOMMENDATIONS	DP	D'NP	NR	AM
 ELTON			<input checked="" type="checkbox"/>	
 AUSTERMAN			<input checked="" type="checkbox"/>	
 VEZEY	<input checked="" type="checkbox"/>			
 KOTT	<input checked="" type="checkbox"/>			
 IVAN	<input checked="" type="checkbox"/>			
	(3)		(2)	

CO-CHAIR'S SIGNATURE



AUSTERMAN



IVAN

**SB**

**6**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

DATE: 2/9/95

REPORTED OUT OF  
SFC 3-30-95

FURTHER:

DATE TURNED INTO OFFICE: 3-30-95

The Finance Committee considered SENATE BILL NO. 6

"An Act relating to registration of a motor vehicle and suspension of a driver's license for failure to appear in court or failure to pay a fine."

and recommends:

- be replaced with CS 586 ( 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:
- technical change
  - new: SCR#

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓	<i>[Signature]</i>	✓		
<i>David Donley</i>	✓	<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
Co-Chair: <i>[Signature]</i>	✓				
Co-Chair: <i>[Signature]</i>		<i>Rich Helford</i>	✓		

**NEW FISCAL NOTE(S):**

Department                      Date      Zero      Fiscal

<i>CORR</i>	<i>2/24/95</i>		<i>38.0</i>
<i>PS (Motor Vehicles)</i>	<i>3/10/95</i>		<i>114.6</i>

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

Department                      Date      Zero      Fiscal

<i>#3 COURT</i>	<i>2/4/95</i>		<i>7.2</i>
<i>#2 PS (Troopers)</i>	<i>2/1/95</i>	<i>0</i>	<i>0</i>

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

# FISCAL NOTE

#5

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CS SB 6

Revision Date: \_\_\_\_\_ Dept. Affected: Corrections  
 Title: An Act relating to suspension of a driver's license BRU: community corrections  
 Component: \_\_\_\_\_  
 Sponsor: Sen. Taylor  
 Requester: Senate Finance COMPONENT SERIAL NO. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	38.0	38.0	38.0	38.0	38.0	38.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>

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

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

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	38.0	38.0	38.0	38.0	38.0	38.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>	<b>38.0</b>

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

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

This bill would add failure to pay bail or fines related to moving traffic violations to the list of offenses for which driving privileges could be suspended. Under AS 28.15.291, upon a second conviction of driving a motor vehicle while the defendant's driving privileges have been suspended under AS 28.15.181 could result in a ten day jail sentence. The DOC does not supervise misdemeanor probation or community work service imposed in misdemeanor cases.

The language of related statutes allows considerable discretion to the court and the prosecutor with this offense and it is impossible to accurately predict how many individuals would receive additional time to serve due to the provisions of this bill. These offenders would serve their sentence in a CRC.

Each person who was sentenced to ten days for a second condition would serve 6.67 days at a cost of \$57.00 per day in a CRC for a total cost of \$0.380 per offender. One hundred offenders would result in an additional cost of \$38.0 annually.

Prepared by: Jerry Shriner Phone: 465-4640  
 Division: \_\_\_\_\_ Date: 3/21/95  
 Approved by Commissioner: *Margaret M. Pugh* Date: 3/21/95  
 Agency: Department of Corrections

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# FISCAL NOTE

#4

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

**BILL NO: SB 6**

Revision Date: 3/10/95 Dept. Affected: Public Safety  
 Title: An Act relating to registration of a motor BRU: Motor Vehicles  
vehicle and suspension of a driver license... Component: Driver Services & Field Services  
 Sponsor: Senator Taylor  
 Requestor: S.JUD. COMPONENT SERIAL NO. 0500 & 0502

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

	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
<b>OPERATING</b>						
PERSONAL SERVICES	75.1	75.1	75.1	75.1	75.1	75.1
TRAVEL						
CONTRACTUAL	18.5	12.7	12.7	12.7	12.7	12.7
SUPPLIES	1.0	1.0	1.0	1.0	1.0	1.0
EQUIPMENT	20.0					
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>114.6</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</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 (1004 Revenue Code)</b>	<b>416.2</b>	<b>416.2</b>	<b>416.2</b>	<b>416.2</b>	<b>416.2</b>	<b>416.2</b>

**FUNDING: (Thousands of Dollars)**

1002 Federal Receipts						
1003 GE Match						
1004 GE	114.6	88.8	88.8	88.8	88.8	88.8
1005 GE/Program Receipts						
1006 GE/MHTIA						
Other						
<b>TOTAL</b>	<b>114.6</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>	<b>88.8</b>

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

**POSITIONS:**

FULL-TIME	2	2	2	2	2	2
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary.)  
 SEE ATTACHED

*3/10/95*

Prepared By: Juanita M. Hensley Phone: 465-2650  
 Division: Motor Vehicles Date: 3/10/95  
 Approved by Commissioner: *Ronald L. Otte* Date: 3/10/95  
 Agency: Ronald L. Otte, Dept. of Public Safety

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This bill allows the courts to suspend a driver's license of a person who has failed to appear in court or failed to pay a fine for a moving traffic offense. The court has advised there are 25,000 moving violations each year where the person fails to pay the fine or fails to appear in court for these offenses. Assuming the court suspends the driver's license of 10 percent or 2,500 driver's license each year.

This bill impacts the Division of Motor Vehicles by resulting to 4,750 updates to the driving record of the persons whose license is being suspended. One computer entry to add the suspension to the driving record; and another entry to end the suspension once the person has complied. Reinstating the driver's license will also impact the DMV field offices. The Motor Vehicle Representative will be required to see proof from the court that the person has complied with the court requirements by, appearing in court, or by paying the fine for the moving violation. It is estimated 90 percent of all persons whose license is suspended will reinstate their driving privilege. A \$100.00 reinstatement fee is charged anytime a person has had their license suspended or revoked within the 10 years preceding application for a driver's license. It is estimated 1,125 individual's will pay the \$100. If the license was suspended or revoked more than one time within the 10 years preceding application for a driver's license, the reinstatement fee is increased to \$250. It is estimated 1,125 will pay the \$250. A person will also have to pay a duplicate license fee of \$10 prior to the license being issued. The amount of additional new general fund program receipt revenue generated by this bill is approximately \$416.2

Total number of suspension notices received from the courts by DMV	2,500
Total number of suspension notices being ended when a person has complied with the courts	2,250
Total number of license reinstated	2,250

<u>OPERATING</u>	<u>FY 96</u>	<u>FY97</u>
<u>Personal Services</u>		Salary and Benefits
Administrative Clerk III (Juneau)	\$38.4	\$38.4
Motor Vehicle Representative II (Anchorage)	\$36.7	\$36.7
<u>Contractual</u>		
Computer line Charges (Mainframe connection) \$0.5 per workstation	\$1.0	\$1.0
Postage 1st class mail	\$0.8	\$0.8
Postage is for 2,500 courtesy letters informing the individual of the effective date of the license suspension.		
Telephone lease & line charges	\$1.1	\$1.1
Redesign and printing of traffic citations	\$5.8	
Office lease space allocation 440 sq ft @\$1.85 per sq ft	\$9.8	\$9.8
<u>Supplies</u>		
Routine office supplies	\$1.0	\$1.0
<u>Equipment</u>		
2 Computer Workstations @ \$10.0 each (One time costs)	\$20.0	
<b>TOTAL OPERATING</b>	<b>\$114.6</b>	<b>\$88.8</b>

<u>REVENUE</u>		
2,250 Reinstatements 1,125 @\$100, 1,125 @\$250	\$393.7	\$393.7
2,250 Duplicate license fees @10	\$22.5	\$22.5
<b>TOTAL REVENUE</b>	<b>\$416.2</b>	<b>\$416.2</b>

POSITION INFORMATION HAS BEEN UPDATED AND FUNDING HAS BEEN ADJUSTED.  
 03/02/95 Position Information Inquiry/Update

10:55:47

Position: 12-125213 Project: 0 Salary Costs: 24,972.00  
 Component: 12-55-07-07-01-01 Region: Benefits Costs: 12,994.88  
 Scenario: 7 FY: 96 COLA % = 0.000 Total Costs: 37,966.88

-----  
 Actuals from Payroll (Status: FILLED) Retirement Code: A  
 -----

A Step: A for 12.0 months & Step: B for 0.0 months (total: 12.00 )  
 04/10/16 Merit Date; use merit defaults? N ( 3.5 @ B & 3.5 @ C )  
 Class/Sched Prefix: 1 Schedule: 1A (actual: 1A )  
 GG Bargaining Unit: GG Range: 10 (actual: 10 )  
 AWA Location Code: AWA Place: JUNEAU  
 P1135 Job Class Code: P1135 Title: ADMINISTRATIVE CLERK III  
 F Seasonal Indic.: F Type: FACL - FULL TIME / OMB AUTH

Optional Override Salary Rates:

Monthly Rate: 0.00 for 0.0 months & rate of 0.00 for 0.0 months  
 Hourly Rate: 0.00 for 0.0 months Frozen at this rate? (Y/N): N

Premium Pay Items/Amounts Budgeted	Item Cost	---- Actual Costs ----	
		Y.T.D.	Prior Year
Overtime Hours: 0.0	0.00	0	0
Graveyard Shift Diff. (months): 0.00	0.00	0	0
Swing Shift Diff. (months): 0.00	0.00	0	0
Hazard Pay (\$): 0.00	0.00	0	0
Sea Duty Pay (\$): 0.00	0.00	0	0
Standby Pay (\$): 0.00	0.00	0	0
Higher Class Work Pay (\$): 0.00	0.00		
Area Subsistence Pay (\$): 0.00	0.00	0	0
Additional Salary (\$): 0.00	0.00		
PLUS 0.00000 PERCENT C.O.L.A.	0.00		
<b>Total Premium Pay Costs:</b>	<b>0.00</b>	<b>0</b>	<b>0</b>

Press ENTER to update record; enter # or use PF key to go another screen:

1=Position Inquiry/Update 2=Funding info 12=Exit w/o update Selection: 0