

ALASKA LEGISLATURE COMMITTEE FILES, 1989-1990 8672

5640 HOUSE HEALTH, EDUCATION & SOCIAL SERVICES

HB

54

A M E N D M E N T #1

OFFERED IN THE HOUSE

BY ELLIS

TO: HB 54

Page 1, line 6:

Delete "relating to"

Insert "expanding the authority of"

Page 1, line 6, after "Commission": ~~Am #1~~

Insert "to make grants for adult day care programs and family respite care services for frail older persons and other similarly disabled adults; and changing the categories of services that may be included in a service program for older Alaskans"

**FISCAL NOTE**

**REQUEST:**

Revision Date: \_\_\_\_\_ Agency Affected: Administration  
 Title: Expanding authority of the OAC  
to make grants for adult day care BRU: Older Alaskans Commission  
 Sponsor: Ellis Components: \_\_\_\_\_  
 Requestor: Ellis

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

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>		0	0	0	0	0
<b>CAPITAL</b>		0	0	0	0	0
<b>REVENUE</b>		0	0	0	0	0

**FUNDING: (Thousands of Dollars)**

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

**POSITIONS:**

FULL-TIME		0				
PART-TIME		0				
TEMPORARY		0				

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

Prepared by: *C. Sipe* Cornie I. Sipe, Executive Director Phone: 465-3250  
 Division: Older Alaskans Commission Date: Feb 17 1989  
 Approved by Commissioner: *J. Andrews* John M. Andrews Date: 2/21/89  
 Agency: Administration

**Distribution (by preparer):**

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

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ANCHORAGE, ALASKA 99503  
(907) 561-7628

WHILE IN SESSION  
P.O. BOX V  
JUNEAU, ALASKA 99811  
(907) 465-3704

# ALASKA STATE HOUSE

OFFICE OF MAJORITY WHIP



CHAIR  
HEALTH, EDUCATION & SOCIAL SERVICES

JUDICIARY

SPECIAL COMMITTEE ON  
FOREIGN & DOMESTIC TRADE

## REPRESENTATIVE JOHNNY ELLIS

### HB 54 GRANTS FOR ADULT DAY CARE AND RESPITE SERVICES

I have introduced this legislation in response to the enormous need for adult day care programs and family caregiver respite in Alaska.

The Older Alaskans Commission is presently the only funding source for adult day care. However, there are many adults in need of day care service who are not seniors. HB 54 would allow non-profit service providers to receive grants to serve a mixed group of clients, including seniors over 60 with general health problems, adults with Alzheimers' disease, victims of dementia, stroke victims and the developmentally disabled.

HB 54 also addresses the need for "time-out" or respite care for families who care for disabled adults or seniors. Respite care can indefinitely extend the ability of a family to continue in-home care, by providing family members with periodic breaks in order to alleviate stress created by the demands of caring for adults with special needs. While respite care is available in certain areas of the state for families of the developmentally disabled, it is not presently available anywhere for families caring for seniors (with the exception of Fairbanks).

This legislation allows the OAC to set fees for these services based on a sliding scale formula, taking the client's income into consideration. It is important to also note that no individual would be denied service if unable to pay such a service fee.



## Older Alaskans Commission

Box C  
Juneau, Alaska 99811-0209  
907/465-3250

### POSITION PAI ER

### HOUSE BILL NO. 54

The Older Alaskans Commission (OAC) strongly urges the passage of HB 54. HB 54 contains two major changes which pave the way for developing an expanded funding base for the adult day care and respite services offered by grant programs funded through the OAC.

First, HB 54 allows adult day care and respite providers to capture third-party payments, such as from long term care insurance, by authorizing the OAC to set fees for these services, along with a sliding fee schedule. (Clients are now asked to make voluntary contributions for service.)

Secondly, HB 54 allows the OAC and its grantee providers to serve adults under the age of 60, if alternate funding or third-party sources to support the expanded service can be found (e.g., Alzheimer's victims younger than 60 might be served with funding from community mental health grants).

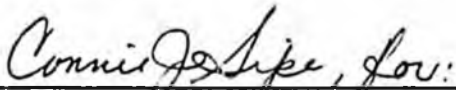
Although some day care centers or respite providers might choose to restrict their client population to seniors, providers in smaller communities might be able to open an economically viable day care service only if they accept a broader group of clients. For example, a day care center in a town the size of Homer could serve a majority of seniors (over 60), stroke victims or Alzheimer's victims ranging in age from 45 to 60, and a few developmentally disabled adults. Note however, that HB 54 does not require the OAC or any of its grantees to offer services to persons under 60.

The Older Alaskans Commission has funded adult day care centers since 1980, and currently funds six day care centers and two in-home respite programs. In FY 89, the day care centers will serve 209 older Alaskans, and 75 other seniors will receive respite service. So far, these programs have been based in larger communities, but the need is growing in smaller communities as well. Also, many "similarly disabled adults" who are not 60 are in need of day care or respite services. HB 54 authorizes the OAC to seek creative ways to meet these needs for community-based services--services which keep people in their homes, and which enable family caregivers to maintain home care for a longer period of time.

Although HB 54 will assist in the maintenance and possible expansion of adult day care centers and respite programs, it actually contains the first state statutory reference to these particular types of service. Until now, the OAC has operated such programs under the definitions contained in the federal Older Americans Act, or the general category of "health services" in AS 47.65.060(3)(D). By inserting adult day care and respite as separately authorized services, at page 3, lines 22 and 23, the legislature will give recognition to the importance of these services. (At the same time, deletion of reference to leisure-time and recreational activities recognizes and sanctions the OAC's priority to fund home and community services to promote independent living, and to leave leisure-time activities, valuable as they are, to local efforts.)

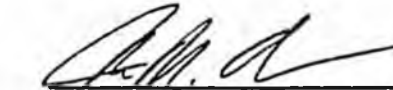
The Older Alaskans Commission believes strongly in the value of adult day care and family respite care services. They are an integral part of the OAC's policy to promote independent living which, for many seniors or other disabled persons, can delay or eliminate the need for costly and restrictive institutional placements. Therefore, the Older Alaskans Commission supports the passage of HB 54.

APPROVED:

  
Mellie Terwilliger, Chair  
Older Alaskans Commission

DATED: February 17, 1989

REVIEWED:

  
John M. Andrews, Commissioner  
Department of Administration

DATED: 2/21/89

[NOTE: A chart showing current OAC adult day care and family respite care providers, clients, and funding is attached.]

ADULT DAY CARE CENTERS AND FAMILY RESPITE PROGRAMS  
FUNDED BY THE OAC -- FY 89

<u>Project Name &amp; Community</u>	<u>No. of Clients</u> (Average Daily)	<u>OAC Funding</u>
Daybreak Day Care (Anchorage Community Mental Health)	23	\$ 105,410
Serendipity Day Care--Anchorage (Salvation Army)	24	124,722
Rendezvous Day Care--Ketchikan (Easter Seals)	16	72,516
The Bridge Day Care--Juneau (Southeast Senior Services)	33	40,495
Forget-Me-Not Day Care--(City of Kenai)	12	76,306
Caring and Sharing Day Care (Chugiak Senior Center)	19	90,030
Senior Respite Care--(Fairbanks Resource Agency)	44	78,872
Respite Care--Anchorage (Home Health Care)	12	20,236
PROJECTED TOTAL CLIENTS SERVED FY89: 284		TOTAL: \$ 608,587

[For FY 89, the OAC was not able to fund three requests for additional day care services: Palmer/Wasilla \$ 51,873, Homer \$ 73,484, and Fairbanks \$ 29,883.]

ESTIMATE OF PER CLIENT COST -- FY 88

Exact client costs are difficult for the OAC to calculate, as some day care clients attend the center five days a week, others only once or twice. Similarly, the Fairbanks respite program offers up to 40 hours per month of respite care, but families vary in their actual hourly usage.

	<u>Adult Day Care</u>	<u>Respite Care</u>
Approx. Unit Cost in OAC funds	\$ 3.52 hour	\$ 8.53 hour
Annualized Cost in OAC funds per client	\$ 1,917. per yr.	\$ 1,582. per yr.



THE SALVATION ARMY  
OLDER ALASKANS PROGRAMS

1709 South Bragaw  
Anchorage, AK 99508-3400  
(907) 279-7658

February 17, 1989

Johnny Ellis, Chairman  
House Health, Education  
and Social Services Committee  
Alaska State Legislature  
PO Box V  
Juneau, Alaska 99811

RECEIVED  
FEB 21 1989

OLDER ALASKANS COMMISSION

Re: HB 54 "An Act Relating to the Older Alaskans Commission."

Dear Chairman Ellis:

The rapid increase in the oldest segment of Alaska's residents requires the availability of a wider range of choices to support dignity and prolong independence as functional abilities change. Serendipity Adult Day Care in Anchorage serves an average of twenty participants each day who are impaired and need supervision. Some are at risk of institutional placement. Caregivers need respite to provide time to work, to care for themselves, and reduce the stress of caring for a frail elder. Ability to continue caregiving is enhanced and older persons remain where they most want to be--in their home and community. There are more than 500 seniors and many caregivers who could benefit from adult day services in the greater Anchorage area.

The Governor's Council for the Handicapped and Gifted estimated that there are over 7,500 handicapped individuals in the Anchorage area of all ages who have three to seven limitations in activities of daily living which began early in life. Seniors are not included in this figure. Our experience with adult day care for seniors indicates there are younger adults and their caregivers who would also benefit from day services.

Community based services are less costly than institutional care. We can strongly endorse HB 54. Our ability to provide increased and strengthened services to Anchorage area seniors and others who have functional losses rests on your Committee's "Yea" vote.

Please keep us informed about the progress of this important bill.

Sincerely,

Lillian Wilder  
Executive Director

STATE OF ALASKA  
THE LEGISLATURE

STATE OF ALASKA  
LEGISLATIVE AGENCY  
201 100 1000

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

February 3, 1989

SUBJECT: Sectional Analysis of HB 54  
(Work Order No. 6-0281)

TO: Representative Johnny Ellis  
Attn: Linda Kingkade

FROM: Terri Lauterbach *Terri*  
Legislative Counsel

Following is a sectional analysis of HB 54. Please let me know if you have further questions about specific provisions.

Sec. 1. - Sec. 3. These sections contain technical amendments to accommodate the addition of AS 47.65.055 by sec. 4 of the bill. Since AS 47.65.055 does not operate through sponsors and is not confined to service programs for older Alaskans, but is part of the same chapter as the sponsors program, the "chapter" references in secs. 1 - 3 needed amending so that they did not refer to AS 47.65.055.

Sec. 4. This section allows the Older Alaskans Commission to make grants for adult day care programs and family respite care services for frail older persons and other similarly disabled adults, as those terms are defined in subsection (e) of this section.

Sec. 5. This section amends the definition of "service program" which is applicable to AS 47.65.010 - 47.65.050. By amending this definition, sponsor programs could also provide for adult day care programs and family respite care services. These would be in addition to the services funded by grants under AS 47.65.055.

Sec. 6. This section defines terms that are applicable to both the sponsor programs and the grant program.

TL:lmb  
L6/158

**Sec. 47.60.040. Powers of corporations.** A nonprofit corporation which undertakes the development and operation of multi-purpose senior centers may:

- (1) operate in one or more home rule and general law municipalities;
- (2) issue notes, bonds or other obligations for the purpose of developing and operating multi-purpose senior centers;
- (3) perform other functions necessary to carry out the purposes of this chapter. (§ 1 ch 87 SLA 1974)

**Sec. 47.60.050. Acceptance and use of assistance, cooperation and contributions.** A nonprofit corporation may accept and use the assistance, cooperation and contributions of private persons, charitable organizations and public agencies for the purpose of establishing and operating a multi-purpose senior center. (§ 1 ch 87 SLA 1974)

**Sec. 47.60.060. Lease of property from state.** The Department of Administration may lease property under its jurisdiction, suitable for use as a multi-purpose senior center, to a nonprofit corporation which undertakes the development and operation of a multi-purpose senior center. (§ 1 ch 87 SLA 1974)

**Sec. 47.60.070. Municipal contributions.** The governing body of a home rule or general law municipality may give financial assistance to a nonprofit corporation which undertakes the development and operation of a multi-purpose senior center. (§ 1 ch 87 SLA 1974)

**Sec. 47.60.080. Exemption from taxation.** A multi-purpose senior center developed and operated by a nonprofit corporation under this chapter is not subject to real or personal property taxation by a home rule or general law municipality. The exemption granted under this section continues in force only while the multi-purpose senior center is owned and operated by a nonprofit corporation under the provisions of this chapter. (§ 1 ch 87 SLA 1974)

**Sec. 47.60.090. Federal regulation.** Nothing in this chapter may be construed as a limitation on the power of the federal government to regulate the development and operation of multi-purpose senior centers. (§ 1 ch 87 SLA 1974)

### Chapter 65. Service Programs for Older Alaskans.

Section	Section
10. Older Alaskans service programs account	30. Pilot project grants
20. Grants for community service programs	40. Required contribution by sponsor
	50. Administrative requirements
	60. Definitions

Legislative conflicting view amS see memo at page 172

**Sec. 47.65.010.** Older Alaskans' account of Administration chapter maintained by the state service program ch 152 SLA

Effect of an amendment sub

**Sec. 47.65.010.** less than 60 the account of the commission for Older Alaskans service programs. (§

Effect of an amendment sub "office on aging

**Sec. 47.65.010.** amount appropriated allocated uncommitted as of Older Alaskans un

(b) The commission, after adopting the Administrative Standards to determine awarding pil

(1) enter in more of the adopted;

(2) monitor report shall i

(A) a descr

§ 47.65.010 WELFARE, SOCIAL SERVICES AND INSTITUTIONS § 47.65.030

Legislative history reports. — For conflicting views on the status of HB 611 amS see memorandum of legislative council at page 1723, 1980 Senate Journal and

the opinion of the Attorney General at 1980 Senate Journal page 1764 and 1980 House Journal page 2221.

*HB 54 would amend*

**Sec. 47.65.010. Older Alaskans service programs account.** The older Alaskans service programs account is established in the Department of Administration. An amount to carry out the provisions of this chapter may be appropriated annually by the legislature to the account. The amount appropriated to the account shall be fully distributed by the Older Alaskans Commission to sponsors of older Alaskans service programs in accordance with the provisions of this chapter. (§ 1 ch 152 SLA 1980; am § 5 ch 79 SLA 1981)

**Effect of amendments.** — The 1981 amendment substituted "Older Alaskans Commission" for "Office on Aging" in the third sentence.

**Sec. 47.65.020. Grants for community service programs.** Not less than 60 percent of the amount appropriated by the legislature to the account established in AS 47.65.010 shall be allocated annually by the commission as community program grants to sponsors of older Alaskans service programs. Payments shall be made on the basis of applications submitted to the commission by sponsors of community programs. (§ 1 ch 152 SLA 1980; am § 6 ch 79 SLA 1981)

**Effect of amendments.** — The 1981 amendment substituted "commission" for "office on aging" in two places.

**Sec. 47.65.030. Pilot project grants.** (a) The balance of the amount appropriated to the account established in AS 47.65.010 not allocated under AS 47.65.020 shall be allocated annually by the commission as grants to support pilot projects for the benefit of older Alaskans under this section.

(b) The commission shall adopt standards for pilot project grants and, after adoption of the standards as regulations, in accordance with the Administrative Procedure Act (AS 44.62), shall apply the standards to determine eligibility of applicants for pilot project grants. In awarding pilot project grants, the commission shall

(1) enter into agreements with the project sponsor to operate one or more of the selected pilot projects consistent with the standards adopted;

(2) monitor and evaluate, in a written report, each pilot project; the report shall include

(A) a description of the project and of the persons served by it;

- (B) the problems presented by the persons served by the project;
- (C) a description of the problems most effectively handled by the project; and
- (D) an estimate of projected cost of operation of the project for the next three succeeding years. (§ 1 ch 152 SLA 1980; am § 7 ch 79 SLA 1981)

**Effect of amendments.** — The 1981 amendment substituted "commission" for "office on aging" once in subsection (a) and twice in the introductory language of subsection (b).

**Sec. 47.65.040. Required contribution by sponsor.** (a) A sponsor receiving a grant under this chapter shall contribute to the total cost of the program or project. The contribution may be in cash or in-kind services. The amount of the sponsor's required contribution is determined by the application of the following formula: average per capita full and true value of all property in the municipality or community in which the project or program takes place divided by the average per capita full and true value of all property in the state, and then multiplied by the contribution percentage to the estimated total program or project cost as determined by the commission at the time of approval of a grant application. However, the amount of the sponsor's contribution may not amount to more than 10 percent of the total program or project cost.

(b) For purposes of this section

(1) the contribution percentage for

(A) a program or project in a municipality or community having a population of 5,000 or less is 10 percent of the total program or project cost;

(B) a program or project in a municipality or community having a population of 5,001 to 10,000 is 20 percent of the total program or project cost; and

(C) a program or project in a municipality or community having a population of more than 10,000 is 30 percent of the total program or project cost.

(c) If an application is submitted for a program or project in a municipality or community for which no average per capita full and true property value determination has been made.

(1) if the population of the municipality or community is 750 or more, the commission shall request the state assessor to compute the average per capita full and true property value of that municipality or community and report it;

(2) if the population is less than 750, the commission may substitute for the average per capita full and true value of property in the municipality or community an amount equal to the average per capita full and true value of property in the smallest municipality for which that amount has been determined by the state assessor.

- (d) The re contribution
- (e) The g mated total less the cont section. (§ 1

**Effect of an amendment ad "contribution" i sion" for "office tence of the in added the fo introductory lar the amendment**

**Sec. 47.65.** received by a : of services wh Alaskans. A p section unless (1) the spor public funds; (2) the spor services which (3) the spor information re this chapter. (

**Effect of amer amendment subst "office on aging" o:**

**Sec. 47.65.0**  
 (1) "commiss lished in AS 4-  
 (2) "older Al age and older;  
 (3) "service p vices to older A  
 (A) nutrition  
 (B) volunteer  
 (C) programs  
 (D) health se  
 (E) housing s  
 (F) legal serv  
 (G) home hea

(d) The required contribution rate of the sponsor may not exceed the contribution percentage established in (b) of this section;

(e) The grant awarded by the commission may not exceed the estimated total program or project cost as determined by the commission less the contribution by the sponsor determined in accordance with this section. (§ 1 ch 152 SLA 1980; am § 8 ch 79 SLA 1981)

**Effect of amendments.** — The 1981 amendment added "required" preceding "contribution" and substituted "commission" for "office on aging" in the third sentence of the introductory language and added the fourth sentence of the introductory language. In paragraph (2), the amendment substituted "commission"

for "office on aging" once in subparagraph (A) and once in subparagraph (B). In paragraph (4), the amendment substituted "commission" for "office on aging" in two places.

**Revisor's notes.** — Reorganized in 1984.

**Sec. 47.65.050. Administrative requirements.** Payments received by a sponsor under this chapter may be used only to meet costs of services which the commission has determined directly benefit older Alaskans. A payment may not be made by the commission under this section unless the commission determines that

- (1) the sponsor meets accepted standards of fiscal accountability for public funds;
- (2) the sponsor can demonstrate, when requested, the actual cost of services which it is providing for the benefit of older Alaskans; and
- (3) the sponsor agrees to make available, upon request, all fiscal information relating to service for which payments are provided under this chapter. (§ 1 ch 152 SLA 1980; am § 9 ch 79 SLA 1981)

**Effect of amendments.** — The 1981 amendment substituted "commission" for "office on aging" once in the first sentence

of the section and twice in the second sentence of the section.

**Sec. 47.65.060. Definitions.** In this chapter,

- (1) "commission" means the Older Alaskans Commission established in AS 44.21.200;
- (2) "older Alaskan" means a resident of Alaska who is 60 years of age and older;
- (3) "service program" means the following general categories of services to older Alaskans, including reasonable costs of administration:
  - (A) nutritional programs;
  - (B) volunteer programs;
  - (C) programs for leisure-time and recreational activities;
  - (D) health services;
  - (E) housing services;
  - (F) legal services and assistance;
  - (G) home health and homemaker services;

- (H) counseling;
  - (I) information and referral services;
  - (J) programs which train persons to work with or assist older Alaskans;
  - (K) transportation services;
  - (L) educational activities; and
  - (M) employment services;
- (4) "sponsor" means the provider of one or more service programs or pilot projects for the benefit of older Alaskans, including
- (A) a municipality of the state;
  - (B) a nonprofit corporation organized under the laws of the state; and
  - (C) an educational institution. (§ 1 ch 152 SLA 1980; am §§ 10-12 ch 79 SLA 1981)

Revisor's notes. — Reorganized in paragraph (C) in paragraph (4) and 1984 to alphabetize the terms defined. repeale<sup>d</sup> a paragraph that defined the office on aging.  
 Effect of amendments. — The 1981 amendment added paragraph (1) and sub-

**Chapter 70. Interstate Compact on the Placement of Children.**

<b>Section</b>	<b>Section</b>
10. Compact enacted	50. Delegation by agreement
20. Financial responsibility	60. Executive head
30. Designation of authority	70. Violations of compact
40. Agreements	80. Short title

**Sec. 47.70.010. Compact enacted.** The Interstate Compact on the Placement of Children as contained in this section is enacted into law and entered into on behalf of the state with any and all other states legally joining in it in a form substantially as follows:

**INTERSTATE COMPACT ON THE PLACEMENT OF CHILDREN.**

**ARTICLE I. PURPOSE AND POLICY**

It is the purpose and policy of the party states to cooperate with each other in the interstate placement of children to the end that:

- (a) Each child requiring placement shall receive the maximum opportunity to be placed in a suitable environment and with persons or institutions having appropriate qualifications and facilities to provide a necessary and desirable degree and type of care.
- (b) The appropriate authorities in a state where a child is to be placed may have full opportunity to ascertain the circumstances of the proposed placement, thereby promoting full compliance with applicable requirements for the protection of the child.

- (c) The pro made may obt to evaluate a
- (d) Appropri will be promo

As used in t  
 (a) "Child" subject to pare  
 (b) "Sending thereof; a sub'd court of a par; agency or othe brought any ch  
 (c) "Receivin brought, or cau or private pers or local public persons.  
 (d) "Placeme family free or b but does not i mentally defect in character, ar

- (a) No sendir brought into an care or as a pr agency shall cor article and with the placement o
- (b) Prior to s brought into a preliminary to a the appropriate ; of the intention t The notice shall
  - (1) The name.
  - (2) The identi guardian.
  - (3) The name with which the child.



HB

59

# HOUSE COMMITTEE REPORT

(7)

Date Referred: January 9, 1989

FURTHER REFERRALS: FINANCE

Date of Committee Action: 1/20/89

The HEALTH, EDUCATION & SOCIAL SERVICES Committee recommends that:

HOUSE BILL NO. 59 [EXTEND DOM. VIOLENCE/SEXUAL ASSAULT COUN.]  
"An Act continuing the existence of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

- be replaced with \_\_\_\_\_  the same title
- have attached amendment(s)  a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- fiscal impact
- zero fiscal note
- zero with analysis

APPROVES PREVIOUS:

- fiscal note(s) published: \_\_\_\_\_
- zero fiscal notes(s) published: \_\_\_\_\_

SIGNING DO PASS:

*J. Ellis*  
 \_\_\_\_\_  
*Max Gundersen*  
 \_\_\_\_\_  
*Walt Farnack*  
 \_\_\_\_\_  
*Peter Jaal*  
 \_\_\_\_\_  
*Max Boyer*  
 \_\_\_\_\_  
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SIGNING OTHER THAN DO PASS:  
(Do Not Pass, No Recommendation, Amend)

\_\_\_\_\_  
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*J. Ellis*  
 \_\_\_\_\_  
 Chairman's signature

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: An Act Continuing the Existence  
of the Council on D.V.S.A.  
Sponsor: Rules Committee  
Requestor: Governor

Agency Affected: Public Safety  
BRU: Council on Domestic Violence  
and Sexual Assault  
Component: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars) (Inflation not included)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
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

ANALYSIS : (Attach a separate page if necessary)

Since this legislation continues the existence of the Council, it has no additional fiscal impact.

Prepared by: mk for Barbara Miklos  
Division: Council on Domestic Violence and  
Sexual Assault  
Approved by Commissioner: A.H. English  
Agency: Department of Public Safety

Phone: 465-4356  
Date: 11/18/88  
Date: 11-22-88

STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

January 9, 1989

The Honorable Sam Cotten  
Speaker of the House  
Alaska State Legislature  
P.O. Box V  
Juneau, AK 99811

Dear Representative Cotten:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill continuing the existence of the Council on Domestic Violence and Sexual Assault, in the Department of Public Safety. Under AS 44.66.010(a)(11), the council is scheduled to "sunset" on June 30, 1989.

As you know, the council provides for planning and coordination of services to victims of domestic violence or sexual assault and their families. The council is a policy-making body consisting of representatives of the Departments of Public Safety, Law, Health and Social Services, and Education, plus three public members. For FY 1989, the council has funded 22 programs in 18 communities to provide shelter or safe homes for victims, crisis intervention, counseling and advocacy services to victims and to children from violent homes, as well as intervention and prevention services for domestic violence offenders.

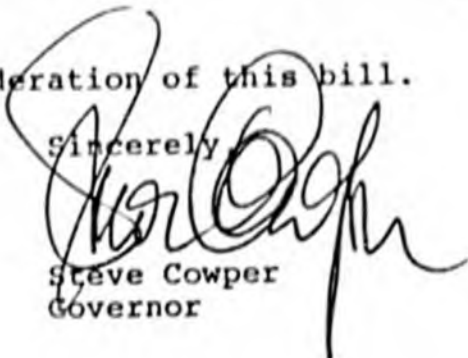
The council monitors the programs it funds and provides technical assistance and training to assure that services are effective. The council provides leadership in all areas of domestic violence and sexual assault, and coordinates services provided by state agencies and community groups. A major focus has been the coordination of services to child sexual abuse victims and police officers, and improving the criminal justice system's response to domestic violence and sexual assault. The council has also been instrumental in proposing, revising, and advocating needed legislation.

Our experience over the last decade has shown that domestic violence and sexual assault has been, and will probably continue to be, an unfortunate though preventable aspect of

our society. We hope that at some point in the future we can find permanent solutions to these problems, and can be satisfied that the need for the council no longer exists. In the meantime, however, I believe that the work of the council must continue. Therefore, this bill extends the termination date of the council from June 30 of this year to June 30, 1993.

I urge your favorable consideration of this bill.

Sincerely,



Steve Cowper  
Governor

STATE OF ALASKA  
COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
DEPARTMENT OF PUBLIC SAFETY  
P.O. BOX N  
JUNEAU, ALASKA 99811  
(907) 465-4356  
Mail Stop: 1200  
BARBARA MIKLOS, Executive Director

DRENA MCINTYRE, Chair  
Public Member  
Term Expires: 9/1/90

c/o Rep. Niilo Koponen  
Capitol Building, Room 503  
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## COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT

### MAJOR COUNCIL INITIATIVES IN 1988

#### 1. Coordination

Coordination of services with local, state and national agencies is one of the Council's major roles. The Council has four state members representing the Departments of Law, Education, Public Safety, and Health and Social Services. In addition, there are three public members who bring their unique backgrounds and talents from diverse areas of the state. The makeup of the Council encourages coordination by combining the knowledge, experience and programmatic resources of its members so that issues of domestic violence and sexual assault can be addressed in a comprehensive and effective manner.

In 1988 the Council was involved in two major coordination activities: the Governor's Interim Commission on Children and Youth, and the Child Sexual Abuse Working Group. The Executive Director of the Council on Domestic Violence and Sexual Assault represents the Department of Public Safety on the Children's Commission, which developed a number of far reaching recommendations to improve the services and opportunities for Alaska's children. One of their major issues of concern is the effect of family violence on children. As a result of the support from the Governor and the bipartisan Children's Caucus of the 15th Alaska Legislature, additional funds were provided in the FY89 budget to address the needs of children who are victims or witnesses of domestic violence or sexual assault.

The Executive Director of the Council served as Chair of the Child Sexual Abuse Working Group, appointed by the Governor to develop recommendations to better protect victims of child sexual abuse. Participants included representatives of the Departments of Law, Public Safety, Health and Social Services, and Corrections as well as private citizens who are children's advocates. The Committee developed both no cost and cost recommendations regarding legal intervention, treatment, primary prevention, and coordination and training. The Group is following up with state departments to ensure that recommendations will be implemented to the extent that fiscal resources allow.

Through a Reimbursable Services' Agreement with the Department of Corrections, the Council funded and monitored prison batterers' programs in Juneau, Fairbanks and Nome. The focus of these programs is to offer inmates, especially those convicted of violent crimes or who were victimized themselves, with anger control counseling, both individual and group, and to provide alternatives to violence.

Following are the amounts of funding provided to each program in FY89:

<u>Facility</u>	<u>Program Name</u>	<u>Amount Funded</u>
*Fairbanks Correctional Center	WICCA	\$28,500
*Lemon Creek Correction Center and Glacier Manor Halfway House	MEN, Inc.	41,685
*Nome Correctional Center	BSWG	20,815

In addition to routine coordination activities, the Council and its staff also:

- \* Developed, distributed and advertised a Request for Proposals for training for staff of domestic violence and sexual assault programs serving children. A contractor was selected to provide training and technical assistance in issues relating to children from violent homes and sexual and physical abuse of children.
- \* Coordinated and facilitated a meeting for programs that provide services to batterers.
- \* Revised the Memorandum of Agreement with the Department of Corrections regarding the provision of anger control programs in three of the State's jails.
- \* Participated in the Department of Public Safety's Planning Meeting.
- \* Coordinated with the Trooper Academy regarding domestic violence, sexual assault and child sexual assault content in the Academy's curriculum.
- \* Presented information regarding domestic violence and sexual assault to participants in the Department of Education's Youth at Risk National Forum.
- \* Developed and implemented a training contract regarding sexual assault services and prevention services.
- \* Worked with the Alaska State Troopers on developing protocols for responding to cases of domestic violence and child abuse and a plan for training Troopers and Village Public Safety Officers on children's services.
- \* Worked with the Alaska Network on Domestic Violence and Sexual Assault on program training, coordination and legislation.
- \* Worked with the Alaska State Troopers to have temporary restraining orders entered on the Department's computer system, APSIN. This will enable troopers to better enforce these court orders and ensure better protection for victims.

2. Planning of Services for Victims of Domestic Violence or Sexual Assault, their Families and Perpetrators of Domestic Violence and Sexual Assault

The Council has begun to develop a new Work Plan which focuses on activities that carry out the Council's mandates. After reviewing the previous plan, the Council found it was outdated.

The Council has continued to develop a Planning Guide for Domestic Violence and Sexual Assault Services, which will identify necessary elements of a comprehensive service delivery system. It will describe the service models, the philosophical context of service provision to victims of domestic violence and sexual assault, and strategies communities can use in developing these services. Input is being received from agencies that provide services.

3. Public Meetings and Hearings

The Council held 5 meetings in 1988. Council meetings are advertised and open to the public. The November, 1988 meeting was by teleconference and included a public hearing on the topic of domestic violence restraining orders. There were participants and testimony from 16 sites statewide.

4. Staffing and Budget

The Council maintained a full time Executive Director, Program Coordinator and Statistical Technician through 1988. Due to lack of funding, the Secretary position was filled with a temporary Clerk Typist for five months. The Secretary position was filled in August, 1988.

In FY88, the Council expended the following:

<u>PERSONNEL:</u> for the Council Office	\$186,800
<u>TRAVEL:</u> to fund program evaluations, and Council Meetings (7 Council members and staff)	20,500
<u>CONTRACTUAL SERVICES:</u> to fund basic telephone, printing, word processing, copying, etc.	24,000
<u>SUPPLIES AND MATERIALS:</u> to purchase Council office supplies and films and domestic violence and sexual assault pamphlets for distribution	2,300
<u>GRANTS:</u> grants to community-based programs	4,397,500

Since the FY87 revised budget had reduced the Council's administrative budget by 12.5%, and these cuts were continued in FY88, services provided by the Council office have been severely curtailed. Not all programs could be evaluated in 1988, and there were limited resources for printing and technical assistance materials. The Council could not function any longer without a Secretary, so \$28,400 was transferred from grants in FY89 to fully fund the Council's four positions.

Besides the state general funds in the Council's FY88 budget, there were \$203,000 in federal funds (\$153,000 from the Victims of Crime Act and \$50,000 from the Family Violence Prevention Services Act). In addition, the Council received \$100,000 from a Reimbursable Services Agreement from the Department of Corrections to fund and administer batterers' programs in prisons, and \$6,500 from a Reimbursable Services Agreement from the Department of Health and Social Services to provide rape prevention training.

#### 5. Capital and Special Grants

In March, 1988, the Council received and administered twelve "Jobs Bill" grants, which were used to upgrade and remodel shelters throughout the state. The twelve "Jobs Bill" grantees and the grant amounts are as follows:

Abused Women's Aid in Crisis	\$106,500
Alaska Women's Resource Center	83,000
Emmonak Women's Shelter	25,500
Women in Crisis-Counseling Assistance	45,000
Aiding Women from Abuse Rape Emergencies	91,000
K/S Women's Resource and Crisis Cntr.	105,000
Women in Safe Homes	103,000
Kodiak Women's Resource & Crisis Cntr.	39,000
Bering Sea Women's Group	102,800
Valley Women's Resource Center	125,000
Sitkan's Against Family Violence	25,000
Advocates for Victims of Violence	26,000

Three of the grants were completed in the fall of 1988. Of the remaining grants, eight are in progress and some are close to completion; Bering Sea Women's Group has run into some delays in implementing their planned renovation.

There were two capital grants received in July, 1987, for projects which were completed in 1988. These included the leveling and painting of the shelter building in Bethel, Tundra Women's Coalition (\$35,000), and the renovation of the Women in Safe Homes shelter building in Ketchikan to make it accessible to persons with physical disabilities and to meet fire, safety and sanitation codes (\$25,000). The installation of a sprinkler system in the AWARE shelter in Juneau was completed in 1988. The sprinkler system and driveway and parking lot paving were included in a \$75,000 grant received in 1985.

## 6. Development of Educational Materials on the Cause, Prevention and Treatment of Domestic Violence and Sexual Assault

The Council makes its film library available and distributes pamphlets, upon request, to any agency in Alaska. Materials that are routinely distributed are the Council's Sexual Assault Curriculum and companion video tapes for grades K-6 and 7-12 and the booklet "Village to Village" and its accompanying video tape.

In 1988, the Council revised and updated a booklet on Child Sexual Assault, called "He Told Me Not to Tell". In addition, the Council developed and distributed Victims' Services training packets for use in training law enforcement officers.

## 7. Data System

The Council developed and implemented a standardized data collection system for its funded programs in July, 1982. In FY88, current data was entered for all programs. Computer reports were distributed to programs and anyone else requesting the information. The data system was improved and modified to take advantage of software upgrades, as well as changes in reporting requirements from other agencies. The Council office provided statistical information to state, federal and local agencies as requested.

## 8. Regulations

The Council has adopted regulations for grants' administration, which were clarified and simplified in 1987, and for program standards. One section of the program standards, relating to the reporting of abuse of elderly persons, was revised in 1988.

## 9. Evaluations and Audits

The Council staff monitored all funded programs through written fiscal and narrative reports. Due to a reduction in travel and personnel funds, the Council made a decision not to conduct yearly evaluations for those programs which had been in existence for three years, received good evaluations for three years, have no known problems and have maintained the same director for at least a year. On-site program evaluations were conducted for 15 programs in 1988.

On-site evaluations of programs funded by the Council were conducted by the Program Coordinator or the Executive Director and averaged 2½ days per program. Each evaluation included interviews with program staff and volunteers, relevant community agencies, clients and the governing board. The program's policy and procedure manuals, client files, and other materials pertinent to compliance with State regulations and grant award conditions were reviewed. As a result of each on-site visit, a report outlining findings and making recommendations for change was written.

10. Technical Assistance

The Council provides domestic violence and sexual assault information to any group or individual requesting it. The Council and its staff understand the importance of assisting community groups and programs, particularly in rural areas, in improving services to meet local needs. Technical assistance is provided through telephone calls, by written materials, and through on-site visits as travel resources permit.

11. Sunset Audit

In accordance with Alaska statutes, the Council is scheduled to terminate on June 30, 1989. An audit was conducted in the summer and fall in order to determine whether the Council is still needed and if it has been operating in an efficient and effective manner. The audit report recommended that the Council be reestablished.

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
GRANT AWARDS

<u>PROGRAM</u>	<u>FY88 GRANT AMOUNT</u>	<u>FY89 GRANT AMOUNT</u>	<u>SERVICES FUNDED IN FY89</u>
<u>ANCHORAGE</u> ABUSED WOMEN'S AID IN CRISIS (AWAIC)	\$554.7	\$641.0	domestic violence: shelter, crisis line, advocacy, counseling, children's services, batterers' counseling, elder abuse services, prevention/education
<u>ANCHORAGE</u> ALASKA WOMEN'S RESOURCE CENTER (AWRC)	133.7	151.0	domestic violence: crisis intervention, advocacy, counseling, prevention/education, children's program
<u>ANCHORAGE</u> STANDING TOGETHER AGAINST RAPE (STAR)	226.6	294.2	sexual assault: crisis line, advocacy, counseling, children's services, elder abuse services, prevention/education
<u>BARROW</u> ARCTIC WOMEN IN CRISIS (AWIC)	215.0	216.5	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's program rural outreach, prevention/education
<u>BETHEL</u> TUNDRA WOMEN'S COALITION (TWC)	384.0	446.0	domestic violence/sexual assault: shelter, crisis line, counseling, children's services, rural outreach, prevention/education, client advocacy
<u>DILLINGHAM</u> SAFE AND FEAR-FREE ENVIRONMENT (SAFE)	112.5	157.9	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, rural outreach, prevention/education, children's program
<u>EMMONAK</u> EMMONAK WOMEN'S SHELTER (EWS)	49.4	68.4	domestic violence: shelter, crisis intervention
<u>FAIRBANKS</u> WOMEN IN CRISIS-COUNSELING AND ASSISTANCE (WICCA)	450.5	552.0	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, batterers' counseling, elder abuse services, rural outreach, prevention/education
<u>FAIRBANKS</u> TANANA CHIEFS CONFERENCE (TCC)	39.5	39.5	domestic violence/sexual assault: safe homes, crisis intervention, advocacy, rural outreach
<u>HOMER</u> SOUTH PENINSULA WOMEN'S SERVICES (SPWS)	108.8	152.1	domestic violence/sexual assault: safe homes, crisis line, advocacy, children's prog., counseling, rural outreach prevention/education, batterers' prog.

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
GRANT AWARDS

<u>PROGRAM</u>	<u>FY88 GRANT AMOUNT</u>	<u>FY89 GRANT AMOUNT</u>	<u>SERVICES FUNDED IN FY89</u>
<u>JUNEAU</u> AIDING WOMEN FROM ABUSE AND RAPE EMERGENCIES (AWARE)	381.6	408.6	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, elder abuse services, rural outreach, prevention/education
<u>JUNEAU</u> MEN, INC. (MEN)	89.8	113.0	domestic violence: batterers' counseling, children's services, prevention/education
<u>JUNEAU</u> PARENT AIDE PROGRAM (PAP)		17.7	parent education and counseling
<u>KENAI/SOLDOTNA</u> WOMEN'S RESOURCE AND CRISIS CENTER (K/SWRCC)	244.0	295.4	domestic violence/sexual assault: shelter, crisis line, advocacy, elder abuse, counseling, children's prog., prevention/ed., batterers' counseling
<u>KETCHIKAN</u> WOMEN IN SAFE HOMES (WISH)	286.6	348.9	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, rural outreach, prevention/education
<u>KODIAK</u> WOMEN'S RESOURCE & CRISIS CENTER (KWRCC)	169.5	195.5	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, rural outreach, prevention/ education
<u>NOME</u> BERING SEA WOMEN'S GROUP (BSWG)	316.0	366.2	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, batterers' counseling, rural outreach, prevention/education
<u>PALMER</u> VALLEY WOMEN'S RESOURCE CENTER (VWRC)	247.3	300.6	domestic violence/sexual assault: shelter, crisis line, advocacy, counseling, children's services, prevention/education
<u>SEWARD</u> SEWARD LIFE ACTION COUNCIL (SLAC)		18.5	domestic violence/sexual assault; counseling
<u>SITKA</u> SITKANS AGAINST FAMILY VIOLENCE (SAFV)	169.5	211.6	domestic violence/sexual assault: shelter, crisis intervention, advocacy, counseling, children's services, rural outreach, prevention/education

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
GRANT AWARDS

<u>PROGRAM</u>	<u>FY 88 GRANT AMOUNT</u>	<u>FY89 GRANT AMOUNT</u>	<u>SERVICES FUNDED IN FY 89</u>
<u>UNALASKA</u> UNALASKANS AGAINST SEXUAL ASSAULT AND FAMILY VIOLENCE (USAFV)	31.5	38.1	domestic violence/sexual assault; safe homes, crisis intervention, advocacy, prevention/education, elder abuse, counseling, crisis line
<u>VALDEZ</u> ADVOCATES FOR VICTIMS OF VIOLENCE (AVV)	94.0	125.4	domestic violence/sexual assault: shelter, crisis line, counseling, children's services, prevention/education, client advocacy, rural outreach

STATE OF ALASKA  
OFFICE OF MANAGEMENT & BUDGET  
DIVISION OF BUDGET REVIEW

DATE: 12/15/88  
TIME: 15:04:38  
PROG: FORMCID

FY '90 BUDGET CYCLE BENCHMARK LEVEL COMPARISONS

AGENCY: DEPARTMENT OF PUBLIC SAFETY  
BRU: DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
COMPONENT: DOMESTIC VIOLENCE AND SEXUAL ASSAULT (SER B: 521)

ITEM	FY '88 AUTHORIZED	FY '88 FINAL AUTH	FY '88 ACTUAL	FY '89 AUTHORIZED	FY '90 ADJ BASE	FY '90 AGENCY	FY '90 GOVERNOR
*** COMPONENT TOTAL ***	4,656.8	4,665.0	4,637.9	5,568.3	5,580.4	7,915.6	6,030.4
<b>EXPENDITURES</b>							
Personal Services	175.3	188.2	186.8	180.3	192.4	227.6	192.4
Travel	22.4	22.1	20.5	22.4	22.4	22.4	22.4
Contractual Services	41.3	25.0	24.1	73.8	73.8	133.8	323.8
Commodities	4.3	3.3	2.3	4.3	4.3	4.3	4.3
Equipment	0.0	6.9	6.7	0.0	0.0	0.0	0.0
Land/Buildings	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Grants/Claims	4,413.5	4,397.5	4,397.5	5,287.5	5,287.5	7,527.5	5,487.5
Misc.	0.0	22.0	0.0	0.0	0.0	0.0	0.0
<b>FUNDING</b>							
1002 Fed Rcpts	225.0	225.0	204.5	225.0	225.0	225.0	225.0
1004 Gen Fund	4,331.8	4,336.8	4,331.0	5,236.8	5,248.9	7,584.1	5,698.9
1007 I/A Rcpts	100.0	103.2	102.4	106.5	106.5	106.5	106.5
<b>STAFFING</b>							
Full-time	3.0	3.0	3.0	3.0	3.0	4.0	3.0
Part-time	1.0	1.0	1.0	1.0	1.0	0.0	1.0
Temporary	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Staff-months	40.0	40.0	40.0	40.0	40.0	48.0	40.0

000646

A PERFORMANCE REPORT ON THE  
DEPARTMENT OF PUBLIC SAFETY  
COUNCIL ON DOMESTIC VIOLENCE  
AND SEXUAL ASSAULT

July 1, 1984 - June 30, 1988

Audit Control Number

12-1344-89-R

Commissioner, Department of  
Public Safety

Arthur English

Deputy Commissioner, Department of  
Public Safety

Gayle A. Horetski

Members of the  
Council on Domestic Violence and Sexual Assault

Chair

Drena McIntyre

Public Member

Mary Pete

Public Member

Paula Haley

Commissioner,

Department of Public Safety

Arthur English

Designee of the Attorney General,

Department of Law

Stephanie Joannides

Designee of the Commissioner,

Department of Education

Mary Hakala

Designee of the Commissioner,

Department of Health & Social Services

Yvonne Chase

STATE

**THE LEGISLATURE**

**BUDGET AND AUDIT COMMITTEE**

FINANCE DIVISION  
P.O. BOX WF  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-3795

September 26, 1988

Members of the Legislative Budget  
and Audit Committee:

In accordance with the provisions of Titles 24 and 44 of the Alaska Statutes (sunset legislation), the attached report is submitted for your review.

A PERFORMANCE REPORT ON THE  
DEPARTMENT OF PUBLIC SAFETY  
COUNCIL ON DOMESTIC VIOLENCE  
AND SEXUAL ASSAULT

July 1, 1984 - June 30, 1988

Audit Control Number

12-1344-89-R

*MGREANY*

Mike Greany, Director  
Division of Legislative Finance

# STATE OF ALASKA

**THE LEGISLATURE**  
BUDGET AND AUDIT COMMITTEE

AUDIT DIVISION  
P.O. BOX W  
JUNEAU, ALASKA 99811-3300

November 1, 1988

Members of the Legislative Budget  
and Audit Committee:

According to the provisions of Titles 24 and 44 of the Alaska Statutes, the Division of Legislative Audit is required to conduct a "Sunset" review of the Council on Domestic Violence and Sexual Assault.

At the request of the Chairman, during Fiscal Year 1988 budget deliberations, Audit Division's budget was revised to reflect certain changes in the organization of the Committee's two Divisions. The revised budget of the Audit Division reflected efficiencies that might be obtained by utilizing the staff of the Legislative Finance Division on selected audit assignments during the interim.

As a result, the audit of the Council on Domestic Violence and Sexual Assault was conducted and this report has been prepared by the Legislative Finance Division. We feel this report discharges our responsibility under Titles 24 and 44. The report is submitted for your review.



Randy S. Welker, CPA  
Legislative Auditor  
Division of Legislative Audit

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## PURPOSE AND SCOPE OF THE REPORT

### Purpose

In accordance with the intent of Titles 24 and 44 (sunset legislation), we conducted an examination of the Department of Public Safety, Council on Domestic Violence and Sexual Assault (CDVSA), to determine if the Council has been operating in an efficient and effective manner and also if there is a public need for the program.

As required by legislative intent, this report shall be considered during legislative hearings in determining whether the CDVSA should be reestablished. Currently, the law specifies that this program will terminate as of June 30, 1989.

### Scope

Our review consisted of evaluating the efficiency and effectiveness of the Council in (1) coordinating services provided by State and community agencies in response to domestic violence and sexual assault (DVSA) incidents; (2) developing, implementing, maintaining, and monitoring DVSA programs; (3) developing and implementing a standardized data collection system; (4) awarding grants and contracts; and (5) providing fiscal and technical assistance to grantee programs.

We reviewed the following sources of information:

1. Applicable statutes and legislative intent;
2. Budget documents;
3. Minutes of Council meetings;
4. Grantee performance and fiscal reviews prepared by Council and Public Safety personnel;
5. Interviews with various grantees;
6. Review of data collection forms and quarterly reports;
7. Interviews with various Council members; and
8. Office of the Ombudsman, State Equal Employment Opportunity Office, and the Human Rights Commission were contacted for information about complaints.

The policy and audit approach utilized by the Division of Legislative Finance for Performance Review can best be described as "audit by exception".

This methodology focuses audit efforts on areas of an auditee's operations that have been identified by a preliminary survey as having a high degree of probability for needing improvements.

## ORGANIZATION AND FUNCTION

Title 18 of the Alaska Statutes gives the Department of Public Safety the authority to ". . . provide for planning and coordination of services to victims of domestic violence or sexual assault or to their families and to perpetrators of domestic violence and sexual assault and to provide for crisis intervention and prevention programs." The Department has met these statutory duties by the establishment of the CDVSA.

A large part of the Council's responsibility is their directive to "receive and dispense State and Federal money and award grants and contracts from appropriations for the purpose to qualified local community entities for domestic violence, sexual assault, and crisis intervention and prevention programs." The Council is also responsible to provide technical assistance and monitor the activities of various contractors and grantees.

The Council consists of seven members, of which four are the commissioners, or their designees, of the Departments of Public Safety, Health and Social Services, Education, and Law. The balance of the Council is comprised of persons recommended by the Network on Domestic Violence and Sexual Assault (a non-profit, private organization), and appointed at the Governor's discretion.

As of the date of this report, the Council is staffed by an executive director, a project coordinator, and a statistical technician.

The community programs, funded by the council, provide a variety of services to the public. Most importantly, their efforts are directed toward providing the victim with a safe environment by use of shelter and safe home networks. In addition, the programs are involved in educating and counseling the victim about domestic violence and sexual assault issues.

The counseling approach used by the programs is described as "empowerment". Empowerment's objective is to acquaint the victim with the law and victim rights; the cycle of domestic violence; the availability of jobs, child care, food stamps, and medical assistance; and to support and encourage the victim while she is learning self-dependence. The goal of this counseling method is to change the victim's beliefs about herself and to provide her with alternatives. It attempts to teach self-reliance.

The Council also grants funds provided by the Department of Corrections for batterers programs at the correctional centers in Juneau, Fairbanks and Nome. These programs are directed toward abusers and concentrate on reducing violent behavior.

# **CORRECTION**

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

## PURPOSE AND SCOPE OF THE REPORT

### Purpose

In accordance with the intent of Titles 24 and 44 (sunset legislation), we conducted an examination of the Department of Public Safety, Council on Domestic Violence and Sexual Assault (CDVSA), to determine if the Council has been operating in a efficient and effective manner and also if there is a public need for the program.

As required by legislative intent, this report shall be considered during legislative hearings in determining whether the CDVSA should be reestablished. Currently, the law specifies that this program will terminate as of June 30, 1989.

### Scope

Our review consisted of evaluating the efficiency and effectiveness of the Council in (1) coordinating services provided by State and community agencies in response to domestic violence and sexual assault (DVSA) incidents; (2) developing, implementing, maintaining, and monitoring DVSA programs; (3) developing and implementing a standardized data collection system; (4) awarding grants and contracts; and (5) providing fiscal and technical assistance to grantee programs.

We reviewed the following sources of information:

1. Applicable statutes and legislative intent;
2. Budget documents;
3. Minutes of Council meetings;
4. Grantee performance and fiscal reviews prepared by Council and Public Safety personnel;
5. Interviews with various grantees;
6. Review of data collection forms and quarterly reports;
7. Interviews with various Council members; and
8. Office of the Ombudsman, State Equal Employment Opportunity Office, and the Human Rights Commission were contacted for information about complaints.

The policy and audit approach utilized by the Division of Legislative Finance for Performance Review can best be described as "audit by exception".

This methodology focuses audit efforts on areas of an auditee's operations that have been identified by a preliminary survey as having a high degree of probability for needing improvements.

Therefore, by design, finite audit resources are used to identify where and how improvement can be made, and little time is devoted to reviewing well-run operations or programs. Consequently, this report highlights those areas needing improvement and does not emphasize those operations and programs that are properly functioning.

## ORGANIZATION AND FUNCTION

Title 18 of the Alaska Statutes gives the Department of Public Safety the authority to ". . . provide for planning and coordination of services to victims of domestic violence or sexual assault or to their families and to perpetrators of domestic violence and sexual assault and to provide for crisis intervention and prevention programs." The Department has met these statutory duties by the establishment of the CDVSA.

A large part of the Council's responsibility is their directive to "receive and dispense State and Federal money and award grants and contracts from appropriations for the purpose to qualified local community entities for domestic violence, sexual assault, and crisis intervention and prevention programs." The Council is also responsible to provide technical assistance and monitor the activities of various contractors and grantees.

The Council consists of seven members, of which four are the commissioners, or their designees, of the Departments of Public Safety, Health and Social Services, Education, and Law. The balance of the Council is comprised of persons recommended by the Network on Domestic Violence and Sexual Assault (a non-profit, private organization), and appointed at the Governor's discretion.

As of the date of this report, the Council is staffed by an executive director, a project coordinator, and a statistical technician.

The community programs, funded by the council, provide a variety of services to the public. Most importantly, their efforts are directed toward providing the victim with a safe environment by use of shelter and safe home networks. In addition, the programs are involved in educating and counseling the victim about domestic violence and sexual assault issues.

The counseling approach used by the programs is described as "empowerment". Empowerment's objective is to acquaint the victim with the law and victim rights; the cycle of domestic violence; the availability of jobs, child care, food stamps, and medical assistance; and to support and encourage the victim while she is learning self-dependence. The goal of this counseling method is to change the victim's beliefs about herself and to provide her with alternatives. It attempts to teach self-reliance.

The Council also grants funds provided by the Department of Corrections for batterers programs at the correctional centers in Juneau, Fairbanks and Nome. These programs are directed toward abusers and concentrate on reducing violent behavior.

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## REPORT CONCLUSIONS

### Policy Issues

This report contains policy and/or procedural issues raised as a result of our evaluation of various Council endeavors. The final decisions affecting these endeavors are not within the scope of this review but require legislative consideration. In debating these issues, the legislative oversight committees should consider the findings presented in this report so that the potential impact of changes can be evaluated.

### Report Conclusions

In our opinion, the Council on Domestic Violence and Sexual Assault should be reestablished. The statutory requirement to provide planning and coordination of services to victims of domestic violence or sexual assault and for crisis intervention and prevention programs is necessary to protect the public's health, safety, and welfare. The Council provides this service by development, implementation, maintenance and monitoring of domestic violence and sexual assault programs.

The Findings and Recommendation Section (see page 7) describes areas where weaknesses or conflicts exist. We have made recommendations which, if implemented, will improve the efficiency and effectiveness of the Council.

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## FINDINGS AND RECOMMENDATIONS

### Recommendation No. 1

The Council should increase the availability and awareness of its yearly teleconference hearing to the general public.

Alaska Statute 18.66.040 requires that the Council hold at least one statewide public teleconference hearing a year. Since 1985, the teleconference sites have been limited to Anchorage, Fairbanks, Juneau and the rural community with a council member.

The limited number of teleconference sites and the lack of newspaper advertising of the meeting restricts the availability of the teleconference to the general public, especially in rural areas.

To comply with the statutory mandate for a yearly statewide public teleconference hearing, we recommend that the location of public notices and the number of teleconference sites be increased to improve public participation throughout the state.

### Recommendation No. 2

The Council should continue to improve the data collection system by increasing its efficiency and improving the usefulness of the information for the grantees.

Alaska Statute 18.66.050(5) requires that the Council implement a standardized data collection system on domestic violence, sexual assault, and crisis intervention and prevention. The Council has complied with this requirement and has achieved a high level of compliance and awareness of the data reporting requirements among the grantees. The system which has developed, however, can be improved to reduce the number of secondary records which need to be kept. For example, the quarterly reports require that transportation services be broken down by "rural" and "other". The monthly reports do not break down data by this distinction, requiring additional records be kept.

Most of the grantees do not collect or maintain any other data than that required by the Council. For their own management needs, some grantees are performing hand tallies of statistics based on the monthly data recording forms. The information which the grantees count is easily available from the Council's computerized data base. We recommend that the Council work with the grantees to develop data collection forms which meet all of the Council's requirements and that provide information which meets the grantees' management reporting needs such as monthly management reports.

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## ANALYSIS OF PUBLIC NEED

### Limited Analysis

The following analyses of board activities relate to the public need factors defined in the "sunset" law. These analyses are not intended to be comprehensive, but address those areas we were able to cover within the scope of our review.

I. The extent to which the Council has operated in the public interest.

The Council has operated in the public interest by fulfilling its statutory responsibility to provide coordination of services to victims of domestic violence and sexual assault, crisis intervention and prevention, development, implementation, maintenance and monitoring of domestic violence and sexual assault programs, data collection, grants and fiscal and technical assistance.

II. The extent to which the operation of the Council has been impeded or enhanced by existing statutes, procedures, and practices which it has adopted, and any other matter, including budgetary, resources, and personnel matters.

A. The Council, through program evaluations and financial reviews, has provided valuable technical assistance to grantees. Through these reviews, the Council not only safeguards State funds but also ensures the quality of services to the public.

B. The Council should continue to improve the data collection system required by AS 18.66.050(5) to increase its efficiency and improve the usefulness of the information (see Recommendation No. 2).

III. The extent to which the Council has recommended statutory changes which are generally of benefit to the public interest.

The Council has aided in the passage of legislation covering a variety of subjects such as protection of children, family members and dependent adults, criminal violations and proceedings in child physical and sexual abuse cases, personal safety curriculum in public schools and recognition and reporting of child abuse and neglect.

- IV. The extent to which the Council has encouraged interested persons to report to it concerning the effects of its regulations and decisions on the effectiveness of service, economy of service, and availability of service which it has provided.

The Council encourages interested parties to comment on its decisions or regulations by publicly announcing its meetings. The Council also encourages input about its policies from the Alaska Network on Domestic Violence and Sexual Assault.

- V. The extent to which the Council has encouraged public participation in the making of its regulations and decisions.

A. The Council encourages public participation by advertising their meetings and teleconferences. The Council works with the Alaska Network on Domestic Violence and Sexual Assault and their membership in the development of regulations and policy decisions.

B. The Council can expand public participation by increasing the availability and awareness of its yearly teleconference hearing to the general public (see Recommendation No. 1).

- VI. The efficiency with which public inquiries or complaints regarding the activities of the Council filed with it, with the department to which the Council is administratively assigned, or with the Office of the Ombudsman have been processed and resolved.

The Office of the Ombudsman, Equal Employment Opportunity, Human Rights Commission and the Department of Law do not have any outstanding complaints regarding the Council. We did not discover any additional complaints during our interviews with grantees.

- VII. The extent to which a Board or Commission which regulates entry into an occupation or profession has presented qualified applicants to serve the public.

This section does not apply to the Council.

- VIII. The extent to which state personnel practice, including affirmative action requirements, have been complied with by the Council to its own activities and the area of activity or interest.

We found no problems in this area.

IX. The extent to which statutory, regulatory, budgeting, or other changes are necessary to enable the Council to better serve the interests of the public and to comply with the factors enumerated in this subsection.

Please refer to the previous section, Findings and Recommendations.

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APPENDIXES

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APPENDIX A

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
CLIENT STATISTICS

FY 87 to FY 88 Comparison

	<u>FY 87</u>	<u>FY 88</u>
% Child Victims to Total Victims	8.4	9.1
% Adult Victims to Total Victims	91.6	90.9
% Child Clients to Total Clients	26.6	27.4
% Shelter Clients to Total Clients*	43.6	44.4
% New Clients to Total Clients	66.5	64.3

NUMBER OF CLIENTS BY ISSUE

Crisis Intervention	750	497
Domestic Violence	5,915	6,012
Incest	526	528
Marital Rape	344	480
Sexual Assault	898	971
Unknown	<u>194</u>	<u>94</u>
<u>TOTAL</u>	<u>8,627</u>	<u>8,582</u>

\*Includes Shelter/Safe Home Programs Only

SOURCE: Council on Domestic Violence and Sexual Assault

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APPENDIX B

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
SHELTER USE BY PROGRAM

FY 87 to FY 88 Comparison

<u>PROGRAM</u>	<u>TOTAL SHELTER NIGHTS POSSIBLE</u>	<u>FY 87 SHELTER NIGHTS</u>	<u>USAGE RATE</u>	<u>FY 88 SHELTER NIGHTS</u>	<u>USAGE RATE</u>
Abused Women's Aid in Crisis - Anchorage (52 beds)	18,980	10,040	52.9%	9,148	48.2%
Advocates for Victims of Violence - Valdez (10 beds)	3,650	261	7.2%	520	14.2%
Aiding Women From Abuse & Rape Emergencies - Juneau (48 beds)	17,520	3,939	22.5%	4,187	23.9%
Arctic Women in Crisis - Barrow (8 beds)	2,920	1,499	51.3%	1,725	59.1%
Bering Sea Women's Group - Nome (12 beds)	4,380	2,377	54.3%	1,748	39.9%
Emmonak Women's Shelter (9 beds)	3,285	139	4.2%	209	6.4%
Kenai/Soldotna Women's Resource & Crisis Center (20 beds)	7,300	3,243	44.4%	3,913	53.6%
Kodiak Women's Resource & Crisis Center (12 beds)	4,380	693	15.8%	2,721	62.1%
Sitkan's Against Family Violence (15 beds)	5,475	1,108	20.2%	1,372	25.1%
Tundra Women's Coalition - Bethel (18 beds)	6,570	2,296	34.9%	2,723	41.4%
Valley Women's Resource Center - Palmer (20 beds)	7,300	1,452	19.9%	1,448	19.8%
Women in Crisis Counseling & Assistance - Fairbanks (34 beds)	12,410	5,468	44.1%	5,023	40.5%
Women in Safe Homes - Ketchikan (25 beds)	<u>9,125</u>	<u>4,092</u>	<u>44.8%</u>	<u>3,465</u>	<u>38.0%</u>
<u>TOTAL</u>	<u>103,295</u>	<u>36,607</u>	<u>35.4%</u>	<u>38,202</u>	<u>37.0%</u>

SOURCE: Council on Domestic Violence and Sexual Assault

(Intentionally left blank)

APPENDIX C

COUNCIL ON DOMESTIC VIOLENCE AND SEXUAL ASSAULT  
GRANT AWARDS

FY 87 to FY 88 Comparison

	<u>FY 87 REV</u>	<u>FY 88</u>	<u>PERCENT</u>
	<u>AMT FUND</u>	<u>AMT FUND</u>	<u>CHANGE</u>
			<u>IN FUNDING</u>
Abused Women's Aid in Crisis			
- Anchorage (52 beds)	524.9	554.7	5.7%
Advocates for Victims of Violence			
- Valdez (10 beds)	94.0	94.0	0.0%
Aiding Women From Abuse & Rape			
Emergencies - Juneau (48 beds)	381.5	381.6	0.0%
Alaska Women's Resource Center			
- Anchorage	105.9	133.7	26.3%
Arctic Women in Crisis - Barrow			
(8 beds)	222.7	215.0	-3.5%
Bering Sea Women's Group - Nome			
(12 beds)	289.6	316.0	9.1%
Bristol Bay Family Resource &			
Crisis Center - Naknek	0.5	0.0	-100.0%
Cordova Women's Resource Center	2.5	0.0	-100.0%
Emmonak Women's Shelter (9 beds)	49.4	49.4	0.0%
Hooper Bay	9.0	0.0	-100.0%
Kenai/Soldotna Women's Resource			
& Crisis Center (20 Beds)	223.1	244.0	9.4%
Kodiak Women's Resource & Crisis			
Center (12 Beds)	169.5	169.5	0.0%
MEN, Inc. - Juneau	89.7	89.8	0.1%
Safe & Fearfree Environment			
- Dillingham	105.9	112.5	6.2%
Sitkan's Against Family Violence			
(15 beds)	143.8	169.5	17.9%
South Peninsula Women's Services			
- Homer	93.8	108.8	16.0%
Standing Together Against Rape			
- Anchorage	216.5	226.6	4.7%
Tanana Chiefs Conference			
- Fairbanks	39.5	39.5	0.0%
Tundra Women's Coalition - Bethel			
(18 beds)	349.1	384.0	10.0%
Unalaskan's Against Sexual Assault			
& Family Violence	31.4	31.5	0.3%
Valley Women's Resource Center			
- Palmer (20 beds)	216.8	247.3	14.1%
Women in Crisis-Counseling &			
Assistance - Fairbanks (34 beds)	422.2	450.5	6.7%
Women in Safe Homes - Ketchikan			
(25 beds)	283.8	286.6	1.0%
Prison Programs - BSWG, MEN, WICCA	91.0	93.0	2.2%
Named Recipient Grants - TWC/VWRC	38.3	0.0	-100.0%
 <u>TOTALS</u>	 <u>4,194.4</u>	 <u>4,397.5</u>	 <u>4.8%</u>

SOURCE: Council on Domestic Violence and Sexual Assault

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# STATE OF ALASKA

DEPARTMENT OF PUBLIC SAFETY

OFFICE OF THE COMMISSIONER

DEC 1 1988

December 9, 1988

STEVE COWPER, GOVERNOR

P.O. BOX N  
JUNEAU, ALASKA 99811-1200  
PHONE: 465-4322

Mr. Rankly S. Welker  
Legislative Auditor  
Finance Division  
Division of Legislative Audit  
P.O. Box W  
Juneau, AK 99811

Dear Mr. Welker:

I am writing in response to the preliminary audit report of the Council on Domestic Violence and Sexual Assault (CDVSA). My response to the proposed recommendations follows.

Recommendation No. 1:

The Council should increase the availability and awareness of its yearly teleconference hearing to the general public.

I agree that the limited number of sites used for CDVSA teleconferences in the past has limited the public participation possible. The limited number of sites is the direct result of budget constraints.

Representative Koponen sponsored CDVSA's November, 1988 teleconference. His sponsorship meant that there were no teleconference costs to the Council. Members of the public in 11 different communities participated in the November teleconference. The teleconference focused on problems in obtaining and enforcing domestic violence restraining orders throughout the state, and identified some problems which the Council hopes to address in the future.

The Council has agreed to try to increase public awareness of and participation in its teleconference meetings. Of necessity, however, the number of teleconference sites will continue to depend on the availability of funding or the willingness of individual legislators to sponsor teleconferences.

Recommendation No. 2:

The Council should continue to improve the data collection system by increasing its efficiency and improving the usefulness of the information for the grantees.

I believe that, overall, CDVSA staff have done an outstanding job of developing the data collection system now in place. Council staff have

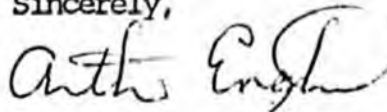
worked with the programs to reduce their data collection efforts. The statistical technician sends quarterly and yearly data reports to programs, and responds to individual requests for assistance. During on-site visits to programs, Council staff also confer with program staff concerning data collection.

As with just about anything we fallible humans undertake, however, I'm sure there is room for improvement. Council staff have assured me that they will continue to provide assistance to grantees to streamline data collection efforts, and will focus on providing information and technical assistance to programs in the upcoming year. The Council is also planning to review all data collection forms, including individual client forms and quarterly reports, to ensure that all data collected is really necessary and is collected in the most efficient manner.

I am committed to improving operations throughout the Department of Public Safety, and will follow up with the Council to encourage compliance with your recommendations to the extent possible under budget constraints.

Thank you for the opportunity to respond to the recommendations. If you have questions, please contact me at 465-4322, or Barbara Miklos at 465-4356.

Sincerely,



Arthur English  
Commissioner

# HOUSE COMMITTEE REPORT

(7)

Date Referred: January 9, 1989

FURTHER REFERRALS: FINANCE

Date of Committee Action: 1/20/89

The HEALTH, EDUCATION & SOCIAL SERVICES Committee recommends that:

HOUSE BILL NO. 59 [EXTEND DOM. VIOLENCE/SEXUAL ASSAULT COUN.]  
"An Act continuing the existence of the Council on Domestic Violence and Sexual Assault; and providing for an effective date."

- [ ] be replaced with \_\_\_\_\_ [ ] the same title  
 [ ] a new title
- [ ] have attached amendment(s)
- [ X ] do pass  
 [ ] do not pass  
 [ ] no recommendation  
 [ ] individual recommendations  
 [ ] additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- [ ] fiscal impact  
 [ X ] zero fiscal note  
 [ ] zero with analysis

APPROVES PREVIOUS:

- [ ] fiscal note(s) published:  
 \_\_\_\_\_  
 [ ] zero fiscal notes(s) published:  
 \_\_\_\_\_

SIGNING DO PASS:

*J. Ellis*  
 \_\_\_\_\_  
*Max Guenther*  
 \_\_\_\_\_  
*Walt Farnack*  
 \_\_\_\_\_  
*Peter Jaal*  
 \_\_\_\_\_  
*Mark Boyer*  
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SIGNING OTHER THAN DO PASS:  
(Do Not Pass, No Recommendation, Amend)

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*J. Ellis*  
 \_\_\_\_\_  
 Chairman's signature



Official Business

**COMMITTEE:**  
House HESS Committee

**DATE:** 1/20/89

# SIGN-IN

## Subject of meeting:

HB 63 - Extend Board of Parole

HB 59 - Extend Domestic Violence/Sexual Assault Council

NAME	ADDRESS- Include ZIP	PHONE	(Include Title) REPRESENTING	If testifying, specify bill
Andy Smith	130 Seward Km 301	6.3650	Alc. Network on DV/SAT	HB 59
<del>BARBARA</del>				
Drew McIntyre	P.O. Box 10131 Fox 9970	465-4992	COVSA	Will not testify HB 59
G. HORETSKI	P.O. BOX N, JUN.	4322	D. PUB. SAF.	HB 59
S. Brennan	111 Seward Hwy, Juneau	6-3585	1270 law	
L. Otto	PO Box KC Jun	3428	DOZ	Will not testify unless required HB 59
Jim Umsett	P.O. Box T.	3334	Public Works	HB 63

HB

61

# HOUSE COMMITTEE REPORT

(7)

Date Referred: January 25, 1989

FURTHER REFERRALS:

Date of Committee Action: 2/22/89

The HEALTH, EDUCATION & SOCIAL SERVICES Committee recommends that:

HOUSE BILL NO. 61

[PEOPLE WITH DISABILITIES]

"An Act relating to the governor's committee on employment of the handicapped; and relating to Alaska Employ the Handicapped Week."

[ ] be replaced with \_\_\_\_\_ [ ] the same title  
[ ] a new title

[ ] have attached amendment(s)

- do pass  
[ ] do not pass  
[ ] no recommendation  
[ ] individual recommendations  
[ ] additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of intent

ATTACHES NEW FISCAL NOTE(s):

- [ ] fiscal impact  
[ ] zero fiscal note  
[ ] zero with analysis

APPROVES PREVIOUS:

- [ ] fiscal note(s) published:  
\_\_\_\_\_  
[X] zero fiscal notes(s) published:  
1/9/89

SIGNING DO PASS:

SIGNING OTHER THAN DO PASS:  
(Do Not Pass, No Recommendation, Amend)

Peter Jace  
\_\_\_\_\_  
W. Urmas  
\_\_\_\_\_  
J. Gumbrey  
\_\_\_\_\_  
Chris Davis  
\_\_\_\_\_  
Gene Joubert  
\_\_\_\_\_  
Mark Boykin  
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J. Ellis  
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J. Ellis  
\_\_\_\_\_

Chairman's signature

STEVE COWPER  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

January 9, 1989

The Honorable Sam Cotten  
Speaker of the House  
Alaska State Legislature  
P.O. Box V  
Juneau, AK 99811

Dear Representative Cotten:

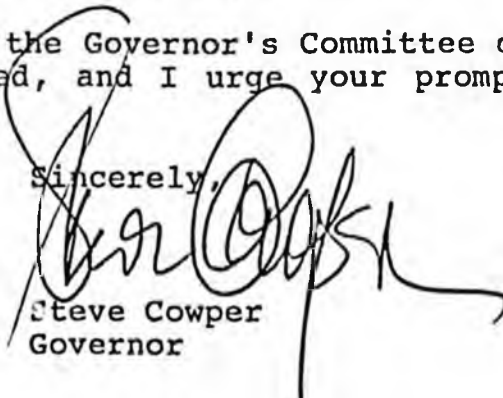
Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill changing the name of the governor's committee on employment of the handicapped to the governor's committee on employment of people with disabilities. The bill changes, in the same manner, other statutory references concerning the committee's operations. This change would make the state governor's committee name consistent with the name of the national committee, which is the "President's Committee on Employment of People With Disabilities." Each state's governor's committee is affiliated with the president's committee.

Additionally, the bill makes the same name change, and changes the dates, for the governor's week for recognition of efforts to employ people with disabilities. The special week would be renamed "Alaska Employ People with Disabilities Week." The special recognition would be during the first full week in October rather than the first full week in May. This change of date will allow the state recognition to concur with the present federal recognition for the same activities in October.

The bill also makes a few minor technical corrections unrelated to the changes described above.

The bill has the support of the Governor's Committee on the Employment of the Handicapped, and I urge your prompt and favorable consideration.

Sincerely,



Steve Cowper  
Governor

STATE OF ALASKA  
1989 LEGISLATIVE SESSION

BILL VERSION: HB 61  
PUBLISH DATE: HOUSE 1/9/89

No. 1

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_ Agency Affected: Labor  
 Title: "An act relating to the  
employment of people with disabilities" BRU: Employment Security  
 Sponsor: Rules Committee Components: Committee on the  
 Requestor: Governor Employment of the Handicapped

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Judy Knight Phone: 465-2712  
 Division: Employment Security Date: 10/28/88

Approved by Commissioner: Jim Sampson Date: 10/28/88  
 Agency: Department of Labor

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

# HOUSE COMMITTEE REPORT

1/25

(5)  
Date Referred: January 9, 1989

FURTHER REFERRALS: HESS

Date of Committee Action: 1/24/89

The LABOR & COMMERCE Committee recommends that:

NB 61

HOUSE BILL NO. 61 [PEOPLE WITH DISABILITIES]  
"An Act relating to the governor's committee on employment of the handicapped; and relating to Alaska Employ the Handicapped Week."

be replaced with \_\_\_\_\_  the same title  
 a new title

have attached amendment(s)

- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- fiscal impact
- zero fiscal note
- zero with analysis

APPROVES PREVIOUS:

- fiscal note(s) published: \_\_\_\_\_
- zero fiscal notes(s) published:  
1/9 - Labor

SIGNING DO PASS:

SIGNING OTHER THAN DO PASS:  
(Do Not Pass, No Recommendation, Amend)

<u>[Signature]</u>	BOIXNER
<u>[Signature]</u>	BOYER
<u>[Signature]</u>	LEMAN
<u>[Signature]</u>	SPONNOLTZ
<u>[Signature]</u>	DONLEY
<u>[Signature]</u>	GRUENBERG
<u>[Signature]</u>	COLLINS
_____	
_____	
_____	

[Signature]  
Chairman's signature

HB

63

# HOUSE COMMITTEE REPORT

(7)

Date Referred: January 9, 1989

FURTHER REFERRALS: JUDICIARY  
FINANCE

Date of Committee Action: 1/20/89

The HEALTH, EDUCATION & SOCIAL SERVICES Committee recommends that:

HOUSE BILL NO. 63 [EXTEND BOARD OF PAROLE]  
"An Act continuing the state board of parole; and providing for an effective date."

- [ ] be replaced with \_\_\_\_\_ [ ] the same title  
 [ ] a new title
- [ ] have attached amendment(s)
- [X] do pass  
 [ ] do not pass  
 [ ] no recommendation  
 [ ] individual recommendations  
 [ ] additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- [ ] fiscal impact  
 [X] zero fiscal note  
 [ ] zero with analysis

APPROVES PREVIOUS:

- [ ] fiscal note(s) published:  
 \_\_\_\_\_  
 [ ] zero fiscal notes(s) published:  
 \_\_\_\_\_

SIGNING DO PASS:

J. Ellis  
 \_\_\_\_\_  
Rep. Walt Furnace  
 \_\_\_\_\_  
John Boyer  
 \_\_\_\_\_  
Max Mendenhall  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

SIGNING OTHER THAN DO PASS:  
(Do Not Pass, No Recommendation, Amend)

\_\_\_\_\_  
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J. Ellis  
 \_\_\_\_\_  
 Chairman's signature

STATE OF ALASKA  
1989 LEGISLATIVE SESSION

BILL VERSION: HB 63  
PUBLISH DATE: HOUSE 1/9/89

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: "An Act Continuing The State  
Board of Parole"  
Sponsor: Rules Committee  
Requestor: Governor

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

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 89	FY 90	FY 91	FY 92	FY 93	FY 94
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

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

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

FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

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

*Susan E. Knighton*

Prepared by: Susan Knighton  
Division: Administrative Services

Phone: 465 - 3376  
Date: 10 Nov. 88

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

Date: 10 Nov. 88

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

STEVE COWPER  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

January 9, 1989

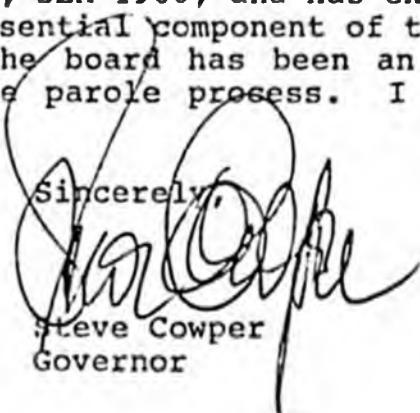
The Honorable Sam Cotten  
Speaker of the House  
Alaska State Legislature  
P.O. Box V  
Juneau, AK 99811

Dear Representative Cotten:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill extending the board of parole for the customary four-year period (see AS 44.66.010(c)). Under current law the board is scheduled to "sunset" June 30, 1989. Under AS 44.66.010(b), it will then go into its wind-down year.

Article III, sec. 21, of the Alaska Constitution requires a parole system to be provided by law. The state board of parole was created by ch. 81, SLA 1960, and has existed ever since. Parole remains an essential component of the state's criminal justice system. The board has been an effective vehicle in administering the parole process. I urge your support of this bill.

Sincerely,



Steve Cowper  
Governor

A PERFORMANCE REPORT ON THE  
DEPARTMENT OF CORRECTIONS  
ALASKA STATE BOARD OF PAROLE

July 1, 1984 - June 30, 1988

Audit Control Number

20-1346-89-R

Commissioner, Department of  
Corrections

Susan Humphrey-Barnett

Deputy Commissioner, Department  
of Corrections

J. Frank Prewitt

Members of the  
Alaska State Board of Parole

Member  
Member  
Member  
Member  
Member

Donald R. Bruce  
David F. Cooper  
Mike Miller  
Alonzo Patterson, Jr.  
Dolores G. Weiler

# STATE OF ALASKA

## THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

AUDIT DIVISION  
PO BOX W  
JUNEAU ALASKA 99811 3300

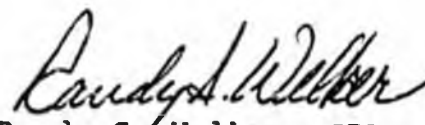
October 13, 1988

Members of the Legislative Budget and Audit Committee:

According to the provisions of Titles 24 and 44 of the Alaska Statutes, the Division of Legislative Audit is required to conduct a "sunset" review of the Alaska State Board of Parole.

At the request of the Chairman, during Fiscal Year 1988 budget deliberations, the Audit Division's budget was revised to reflect certain changes in the organization of the Committee's two Divisions. The revised budget of the Audit Division reflected efficiencies that might be obtained by utilizing the staff of the Legislative Finance Division on selected audit assignments during the interim.

As a result, the audit of the Alaska State Board of Parole was conducted and this report has been prepared by the Legislative Finance Division. We feel this report discharges our responsibility under Titles 24 and 44. The report is submitted for your review.



Randy S. Welker, CPA  
Legislative Auditor  
Division of Legislative Audit

**THE LEGISLATURE**

**BUDGET AND AUDIT COMMITTEE**

FINANCE DIVISION  
P.O. BOX WF  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-3795

August 8, 1988

Members of the Legislative Budget  
and Audit Committee:

In accordance with the provisions of Title 24 and 44 of the  
Alaska Statutes (sunset legislation), the attached report is  
submitted for your review.

A PERFORMANCE REPORT  
ON THE  
ALASKA STATE BOARD OF PAROLE  
July 1, 1984 - June 30, 1988

Audit Control Number

20-1346-89-R



Mike Greany, Director  
Division of Legislative Finance

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## PURPOSE AND SCOPE OF THE REPORT

### PURPOSE

In accordance with Title 24 and 44 of the Alaska Statutes (sunset legislation), an examination of the activities of the Alaska State Board of Parole for the past four years was conducted to determine if the Board has been operating in an effective and efficient manner.

Legislative intent requires consideration of this report during legislative oversight hearings to determine whether the Alaska State Board of Parole should be reestablished. The law now specifies that the Board will terminate June 30, 1989, and have one year from that date to conclude its affairs.

### SCOPE

The major areas of our examination were program evaluation, administrative functions, and board proceedings. We reviewed and evaluated the following:

1. Applicable statutes and regulations.
2. Discussions with Board members and staff.
3. Tests of records maintained in conjunction with review of statistics reported by the Board.
4. Complaints filed with the Attorney General's Office, the Ombudsman's Office, the Human Rights Commission, and the Equal Employment Opportunity Office.
5. Memos related to Board meetings.
6. Discussions with the Attorney General's Office.

## ORGANIZATION AND FUNCTION

Article III, Section 21, of the Alaska Constitution states that a parole system shall be established by law. AS 33.16 is the law that establishes the Alaska State Board of Parole and its authority. The Board consists of five part-time members who are appointed by the Governor and serve without salary, although travel costs and per diem are provided. The Board has an administrative staff which currently consists of an Executive Director, Parole Board Officer, and two clerical personnel.

The Board basically conducts two types of hearings: release hearings and revocation hearings. By statute, an inmate may not be considered for parole release until a statutory minimum time in prison has been satisfied. Upon application, an eligible inmate will be considered for parole and appear before the Board. The Board will consider the case in view of certain criteria (e.g., institutional behavior, release plans, past record, recommendations, etc.). A parole decision will either release an inmate on parole, continue the case for future consideration, or deny parole. The Board is also responsible for setting parole conditions and supervising prisoners released on parole.

When it has been determined that a parolee has violated a law or condition of parole, the Board will hold a revocation hearing to decide upon the course of action to take in the case. The Board may choose to revoke the violator's parole and return the parolee to prison, whereby no credit is allowed against the sentence for time served on parole; parole may be revoked and the parolee re-paroled without time credited against the sentence for prior time on parole; or no action may be taken. The Board has the authority to establish terms and conditions of parole. Enforcement is accomplished through revocation proceedings.

In each parole release case, the Board weighs the benefits of granting parole release against the inherent risks involved. The benefits of parole embrace opportunities for successful community life and reduced monetary and social costs which follow successful parole release cases. The risks involve additional social and monetary costs that will result from parole violations.

The Board receives General Fund appropriations to support its operations. The Board's primary expenditures are for personal services relating to the administrative staff and travel associated with the various Board meetings and hearings.

## REPORT CONCLUSION

### Report Conclusion

Article III, Section 21, of the Alaska Constitution requires the establishment of a parole system. The current system comprises a parole release program administered by the Alaska State Board of Parole. We found no viable alternative to the present system at this time; therefore, in our opinion, the Board should continue to administer the parole release program.

The parole decision process requires a great deal of dedication, time, and effort on the part of the uncompensated Board members. We commend the members for their service in what is oftentimes a complex and difficult job.

## ANALYSIS OF PUBLIC NEED

### Limited Analysis

The following analyses of board activities relate to the public need factors defined in the "sunset" law. These analyses are not intended to be comprehensive, but address those areas we were able to cover within the scope of our review.

- I. The extent to which the board, commission, or program has operated in the public interest.
  - A. Revised statutes and regulations have clarified procedures and guidelines for both the public and parolees/inmates.
  - B. Rights of parolees/inmates are scrupulously maintained.
  
- II. The extent to which the operation of the board, commission, or agency program has been impeded or enhanced by existing statutes, procedures, and practices which it has adopted, and any other matter, including budgetary, resource, and personnel matters.
  - A. The Board has identified specific objectives and has maintained proper information for performance evaluation.
  - B. The Attorney General's Office took nearly three years to review the draft parole guidelines, but the final document should be published in December of 1988.
  
- III. The extent to which the board, commission, or agency has recommended statutory changes which are generally of benefit to the public interest.

Statutes were completely revised by Chapter 88, SLA85.
  
- IV. The extent to which the board, commission, or agency has encouraged interested persons to report to it concerning the effect of its regulations and decisions on the effectiveness of service, economy of service, and availability of service which it has provided.

The Board actively solicits input from interested persons and groups as well as receiving information from public comments to the Department of Corrections.

- V. The extent to which the board, commission, or agency has encouraged public participation in the making of its regulations and decisions.

Public participation has been limited to the legislative hearings which resulted in the revision of the parole statutes.

- VI. The efficiency with which public inquires or complaints regarding the activities of the board, commission, or agency filed with it, with the department to which a board or commission is administratively assigned, or with the Office of the Ombudsman have been processed and resolved.

- A. Twenty cases were opened by the Ombudsman's Office since the last audit. Nine cases were declined, three discontinued, and the Ombudsman advised the inmate/parolee on proper procedures in six cases. Of two fully investigated cases, an error was found in an agency booklet concerning pardons (subsequently withdrawn for correction) and a parole revocation was found to be justified.
- B. Complaints filed directly with the Department or the Board are handled as requests for rehearings or special hearings.

- VII. The extent to which a board or commission which regulated entry into an occupation or profession has presented qualified applicants to serve the public.

The Parole Board does not regulate an occupation or profession.

- VIII. The extent to which state personnel practice, including affirmative action requirements, have been complied with by the board, commission, or agency to its own activities and the area or activity or interest.

All hires and Board appointments complied with appropriate regulations.

- IX. The extent to which statutory, regulatory, budgeting, or other changes are necessary to enable the agency, board, or commission to better serve the interests of the public and to comply with the factors enumerated in this subsection.

Additional staff may be necessary if the workload increases at the present rate (see Appendix A).

APPENDIX

APPENDIX A

ALASKA STATE BOARD OF PAROLE

WORKLOADS

<u>Work Activity</u>	<u>1982</u>	<u>1983</u>	<u>1984</u>	<u>1985</u>	<u>1986</u>	<u>1987</u>
Parole Hearings	166	238	244	231	233	210
Mandatory Parole Revocation Hearings	7	26	37	40	57	128
Preliminary Revocation Hearings	26	32	26	31	67	75
Arrest Warrants Issued	27	45	41	88	86	151
Supplemental Mandatory Conditions Set	26	N/A	141	179	373	515
Emergency Conditional Commutation Release	none	104	107	174	350	0
Consider Non-Award of HB 106 Good Time	none	0	0	0	144	303
TOTAL	<u>252</u>	<u>445</u>	<u>596</u>	<u>743</u>	<u>1,310</u>	<u>1,382</u>

# STATE OF ALASKA

## DEPARTMENT OF CORRECTIONS

STEVE COWPER, GOVERNOR

REPLY TO:

P.O. BOX 7  
JUNEAU, ALASKA 99811-2000  
PHONE (907) 465-3376

DEC 2 1988

December 15, 1988

Randy S. Welker  
Legislative Auditor  
Division of Legislative Audit  
P.O. Box W  
Juneau, Alaska 99811-3300

RE: Parole Board  
Preliminary Audit Report

Dear Mr. Welker:

Thank you for the copy of the preliminary audit report on the Alaska Parole Board and for the opportunity to respond to the report.

We agree with the report conclusion and the analysis of public need. I would suggest several minor changes as noted below.

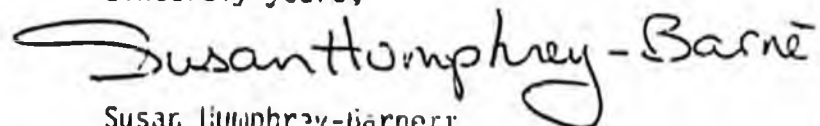
The last phrase of the 3rd sentence in the first paragraph on page 3 should be amended to read "although travel costs, compensation and per diem are provided."

The last sentence in the first paragraph on page 3 needs to reflect an administrative staff of Executive Director, Parole Administrator, Parole Board Officer, and one clerical personnel.

Finally, clarification needs to be provided on Appendix A attached to the report. In an attempt to keep the chart simple, the Parole Board did not provide the numbers of "other work activity" included in the totals for each year. In retrospect that was a mistake. A corrected appendix is attached for your information including the additional line with the accurate numbers for each of the years.

Please contact me or Parole Board Executive Director Sam Trivette if you need additional information.

Sincerely yours,



Susan Humphrey-Barnett  
Commissioner



Official Business

**COMMITTEE:**  
House HESS Committee

**DATE:** 1/20/89

# SIGN-IN

## Subject of meeting:

HB 63 - Extend Board of Parole

HB 59 - Extend Domestic Violence/Sexual Assault Council

NAME	ADDRESS - Include ZIP	PHONE	(Include Title) REPRESENTING	If testifying, specify bill
Gandy Smith	130 Seward Km 301	6.3650	Alc Network on DV/SAT	HB 59
<del>BARBARA H...</del>				
Drena McIntyre	P.O. Box 10131 Fbx 9970	465-4992	COVSA	Will not testify HB 59
G HORETSKI	P.O. BOX N, JUN.	4322	D. PUB. SAF.	HB 59
S. Began	222 Seward Hwy, Juneau	6.3565	1176 km	
L. Otto	PO Box KC Jun	3428	DOZ	Will not testify unless HB 59
Jim Umeth	P.O. Box T.	3384	Public Works	HB 63

#5

