

ALASKA LEGISLATURE COMMITTEE FILES 1997-1998 8672

9475 HOUSE STATE AFFAIRS

covered by the most recent previous report. If the report is a first report, it shall cover the period from the beginning of the campaign to the date three days before the due date of the report. If the report is a report due February 15, it shall cover the period beginning on the last day covered by the most recent previous report or on the day that the campaign started, whichever is later, and ending on December 31 of the prior year. The report shall be filed

(1) 30 days before the election; however, this report is not required if the deadline for filing a nominating petition or declaration of candidacy is within 30 days of the election;

(2) one week before the election;

(3) 10 days after the election; and

(4) February 15 for expenditures made and contributions received that were not reported during the previous year, including, if applicable, all amounts expended from a legislative office account established under AS 15.13.116(a)(9) and all amounts expended from a municipal office account under AS 15.13.116(a)(10), or when expenditures were not made or contributions were not received during the previous year.

(b) [See effect of amendments note.] Each contribution that exceeds \$250 and that is made within nine days of the election shall be reported to the commission by date, amount, and contributor within 24 hours of receipt by the candidate, group, campaign treasurer, or deputy campaign treasurer.

(c) [See effect of amendments note.] All reports required by this chapter shall be filed with the commission's central office and shall be kept open to public inspection. Within 30 days after each election, the commission shall prepare a summary of each report which shall be made available to the public at cost upon request. Each summary shall use uniform categories of reporting.

(d) [Repealed, § 35 ch 126 SLA 1994.]

(e) A group formed to sponsor an initiative, a referendum or a recall shall report 30 days after its first filing with the lieutenant governor. Thereafter each group shall report within 10 days after the end of each calendar quarter on the contributions received and expenditures made during the preceding calendar quarter until reports are due under (a) of this section.

(f) During the year in which the election is scheduled, each of the following shall file the campaign disclosure reports in the manner and at the times required by this section:

(1) a person who, under the regulations adopted by the commission to implement AS 15.13.100, indicates an intention to become a candidate for elective state executive or legislative office;

(2) a person who has filed a nominating petition under AS 15.25.140 -- 15.25.200 to become a candidate at the primary election for elective state executive or legislative office;

(3) a person who campaigns as a write-in candidate for elective state executive or legislative office at the general election; and

(4) a group that receives contributions or makes expenditures on behalf of or in opposition to a person described in (1) -- (3) of this subsection. (§ 1 ch 76 SLA 1974; am § 24 ch 189 SLA 1975; am § 2 ch 133 SLA 1977; am §§ 1, 2 ch 49 SLA 1993; am § 35 ch 126 SLA 1994; am § 2 ch 59 SLA 1995; am § 13 ch 30 SLA 1996; am §§ 16 -- 18 ch 48 SLA 1996)

Cross references. — For legislative purpose in enacting subsection (f), see § 1, ch. 59, SLA 1995 in the Temporary and Special Acts.

Effect of amendments. — The 1993 amendment, effective September 1, 1993, in subsection (a), made a stylistic change in the first sentence, rewrote the second sentence, added the present third sentence, deleted "at the following times" following "filed" in the fourth sentence, made a stylistic change in paragraph (3), and rewrote paragraph

(4); and, in subsection (b), made stylistic changes and substituted "nine days" for "one week."

The 1994 amendment, effective July 1, 1994, repealed subsection (d), relating to required supplier reports pursuant to AS 15.13.040 and the commission's summary and publication of the results thereof.

The 1995 amendment, effective August 29, 1995, added subsection (f).

The first 1996 amendment, effective May 16, 1996,

News from the Senate Majority

Alaska State Legislature

Wendy Lindskoog
Senate Majority Press Secretary
Phone: 907/465-4582
Broadcast Actualities: 800/478-6540

State Capitol
Juneau, AK 99801-1182
<http://www.akrepublicans.org>

For Immediate Release: February 4, 1998

Contact: Portia Parker, 465-4711
Assistant to Senate President Mike Miller

Miller Strives to Level Political Playing Field **Measure Promotes Fairness in Fundraising**

Juneau -- Senate President Mike Miller will introduce legislation Wednesday to create one set of campaign fundraising rules for the Governor, Lieutenant Governor, Legislators and members of their staff.

Current state law prohibits legislators and members of their staff from raising campaign funds throughout an off-election year or during legislative sessions. Yet, the Governor, Lieutenant Governor and their staff have no similar restrictions.

"Restrictions on campaign fundraising ought to be fair and equitable for all people seeking public office," said Senate President Mike Miller "right now certain elected officials have an unfair advantage and we need to level the playing field."

This legislation will place the Governor, Lieutenant Governor and members of their staff, under the same campaign fundraising restrictions as legislators and members of their staff.

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Broadcast Note: Radio actualities are available by calling 800/478-6540.

ROSS FOR GOVERNOR
BOX 243626
ANCHORAGE, ALASKA 99524-3626

To: Members of the Alaska Legislature

From: Wayne Anthony Ross *WAR*
Republican National Committeeman,
Republican Candidate for Governor

Re: Senate Bill 275

Date: 19 February 1998

I am advised that Senate Bill 275, sponsored by Senate President Mike Miller, passed the Senate unanimously. I ask members of the Senate to move to reconsider this bill. I ask Members of the House to soundly defeat this bill when it comes before them for consideration.

As you no doubt know, I am a Republican candidate for Governor. Last year, the Alaska Legislature passed a very onerous bill revising Alaska's campaign finance laws. That bill made it quite difficult for an average person, wishing to involve themselves in running for office, to raise sufficient funds to mount an effective campaign. It cut off corporate contributions, limited the amount that could be raised outside the State, and severely curtailed the amount each individual Alaskan could contribute to a candidate they supported. Last year's legislation favored incumbents who enjoy free media publicity because of their incumbency, and candidates with large personal wealth, over average citizens who wished to enter public service and who had to raise funds for a campaign to do so.

Despite last year's legislation, I have entered the race for Governor. Three other viable candidates have also announced their intention to run for the Governor's position. Now, having launched a campaign for Governor, you propose to change the rules of the game, after the game has started! Senate Bill 275 would take effect immediately and would prohibit any candidate for Governor from raising funds during a legislative session. This is not only unfair but, I believe, highly improper.

Governor Knowles is the incumbent. He enjoys substantial public exposure because of his position. In addition, it is widely known that Governor Knowles has accumulated a substantial war chest for re-election purposes before passage of last year's legislation. Governor Knowles can readily afford to wait until the Legislature is out of session and still mount an effective campaign. Governor

JOHN
LINDAUER
GOVERNOR

★ Qualified ★ Compassionate ★ Conservative ★
4105 TURNAGAIN BLVD ANCH AK 99517

February 16, 1998

Honorable Mike Miller
President of the Senate
State Capitol
Juneau, AK 99801

Dear Senator Miller:

I commend you on your legislation to level the playing field with respect to soliciting contributions for campaigns by Governor Tony Knowles. The existing situation where legislators are prohibited from soliciting or accepting contributions during the session but Gov. Knowles is allowed to go about the state getting money for his campaign is both unfair and allows him to use the considerable authority of his office to "persuade" individuals to contribute.

However, there are three additional issues you may consider as part of this legislation. First, extend the prohibition on fundraising by the Governor to include the 20 days after session during which he has power to control a veto and therefore has the opportunity to once again "persuade" individuals to fund his reelection.

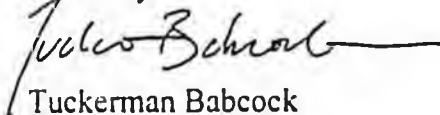
Second, if legislators are prohibited from holding fund-raisers for their respective parties so to should the Governor be restricted.

Third, not so much for Mr. Lindauer, but on behalf of other candidates who do not hold elective office, reconsider applying the prohibition to them. After all, those not in public office have no ability to use their office to "persuade" individuals to contribute to campaigns. Although Mr. Wayne Anthony Ross attacked Mr. Lindauer personally in his comments reported in the newspaper, we believe he should continue to be able to collect funds because he is not a public official.

The complaints from the Governor's office that your bill is "changing the rules of the game" are misguided. Someone should let the Governor know that this is not a "game" and that we expect a more serious approach to reducing the potential to abuse the public trust in exchange for campaign cash.

Thank you for your efforts and service to the people of Alaska.

Sincerely,



Tuckerman Babcock
Manager

CORRECTION

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



Rev. 6/98

Central Microfilm Services
Department of Education
State of Alaska

ROSS FOR GOVERNOR
BOX 243626
ANCHORAGE, ALASKA 99524-3626

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Governor Knowles is the incumbent. He enjoys substantial public exposure because of his position. In addition, it is widely known that Governor Knowles has accumulated a substantial war chest for re-election purposes before passage of last year's legislation. Governor Knowles can readily afford to wait until the Legislature is out of session and still mount an effective campaign. Governor

Knowles has his picture and positions being put forth in the media, daily, during this legislative term, and he need not even begin to raise funds until June or July since he has no opponent in the Primary.

John Lindauer, a Republican candidate, has been quoted as saying that he has over a million dollars of personal funds to put into his campaign. Mr. Lindauer does not need to raise money for a campaign. Obviously then, Mr. Lindauer can afford to wait out this legislative term before raising money.

Robin Taylor, your legislative colleague, is also a Republican candidate for Governor. Mr. Taylor, because of his position as a sitting Senator, also enjoys media attention while the Senate is in session. He entered the race for Governor, while retaining his Senate seat, knowing full well that because of last year's legislation, he can not raise funds while the Legislature is in session. Senator Taylor has a clear conflict of interest in he voted on this issue.

And finally, there is me, Wayne Ross, the third Republican candidate. Even after reviewing last year's legislation, I decided to get into the Governor's race. Despite last year's legislative burden on fundraising, I have played the game by the rules that you, the Legislature, established last year. I waited until 1 January 1998 to begin raising funds for my campaign. I am not a wealthy man. (I even have three kids presently in college.) But I chose to invest the time and effort into a campaign for public service, expecting to raise funds from the general public who appear to be tired of "politics as usual". Thus far, my campaign has been quite successful.

I have hired a campaign manager, a finance director, and rented a campaign headquarters. I have reserved facilities and scheduled fundraising events. Senate Bill 275, if enacted into law, would require me to terminate these activities for several months. My campaign would be the only gubernatorial campaign directly and adversely affected by this bill. The bill's effect would be to reward wealthy candidates, and those currently in the media limelight because of incumbency, while harming average citizens, like myself, who seek to run for Statewide office. The Bill has given Governor Knowles a clear advantage. He is, undoubtedly, happy with this legislation.

If your intention is to assist your colleague, Mr. Taylor, in his run for office, you will support this bill. If your intention is to restrict candidates to only the wealthy, you will support this bill. If your intention is to ensure that Governor Knowles has no viable opponents in the next election, you will support this bill. I hope these are not your intentions.

I chose to run for office to improve this State, to put an end to rule by state bureaucracy and political machinations just such as this. I hope you will join me in defeating Senate Bill 275 and its House equivalent.

JOHN
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GOVERNOR

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4105 TURNAGAIN BLVD ANCH AK 99517

February 16, 1998

Honorable Mike Miller
President of the Senate
State Capitol
Juneau, AK 99801



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However, there are three additional issues you may consider as part of this legislation. First, extend the prohibition on fundraising by the Governor to include the 20 days after session during which he has power to control a veto and therefore has the opportunity to once again "persuade" individuals to fund his reelection.

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The complaints from the Governor's office that your bill is "changing the rules of the game" are misguided. Someone should let the Governor know that this is not a "game" and that we expect a more serious approach to reducing the potential to abuse the public trust in exchange for campaign cash.

Thank you for your efforts and service to the people of Alaska.

Sincerely,

Tuckerman Babcock
Manager

LEGISLATIVE REFERENCE LIBRARY

**LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA**

*(907) 465-3808
FAX (907) 465-2029
Mail Stop 3101*

*130 Seward Street, Suite 400
Juneau, Alaska 99801-2105*

Copies of minutes listed below were originally included in this file. The minutes are available on the legislative computer database. In order to save space copies of minutes have not been left in the files.

Mary Pagenkopf

House State Affairs
February 24, 1998
8:07 a.m.

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Juneau, Alaska 99801-2105*

Copies of minutes listed below were originally included in this file. The minutes are available on the legislative computer database. In order to save space copies of minutes have not been left in the files.

Mary Pagenkopf

House State Affairs
February 26, 1998
8:08 a.m.

FISCAL NOTE

No. 1
 Bill Version: CS SB 275 (STA)
 (S) Publish Date: 2/18/98

STATE OF ALASKA
 1998 LEGISLATIVE SESSION

Revision Date: (Note if correction)
 Title: "An Act relating to contributions to the governor, the lieutenant governor, and candidates..."
 Sponsor: Senator Miller
 Requestor: (S) STA

Department Affected: Administration
 BRU: Alaska Public Offices Commission
 Component: Alaska Public Offices Commission
 COMPONENT SERIAL NO. 70

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUND SOURCE: (Thousands of Dollars)

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

Estimate of any current year (FY 98) cost: \$ 0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

This bill will not fiscally impact the Alaska Public Office Commission.

Prepared by: Karen Boorman
 Division: Alaska Public Offices Commission

Phone: (907) 276-4176
 Date: _____

Approved by Commissioner: Mark Boyer
 Agency: Department of Administration

Date: 2/5/98

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SB

307

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: March 6, 1998

FURTHER REFERRALS:

Date of Committee Action: 3/21/98

The STATE AFFAIRS Committee considered:

SB 307 am

SENATE BILL NO. 307 am

U.S. SENATE VACANCIES

"An Act relating to conditions for filling vacancies in the office of United States senator; and providing for an effective date."

recommends it be replaced with the following committee substitute HCSSB 307 (STA) the same title
 a new title

additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____ APPROVES PREVIOUS: (Dept/Date) _____
 fiscal note(s) _____ fiscal note(s) _____

zero fiscal note(s) _____ zero fiscal note(s) NOV

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Jeannette James</i>	✓			
<i>[Signature]</i>			✓	
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>				

CHAIR'S SIGNATURE *Jeannette James*

Alaska State Legislature

Senate

Official Business

**RICK
HALFORD**

State Capitol
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Fax (907) 465-4928

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Chugiak, Alaska 99567
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600 E. Railroad Avenue
Wasilla, Alaska 99654
Phone (907) 376-4958

Sponsor Statement Senate Bill 307 am

“An Act relating to conditions for filling vacancies to the office of United States Senator”

Under current law, when a United States senate seat becomes vacant before the term is served, there is no requirement that the vacancy be filled by a person of the same party of the previous occupant. As a result, a governor may appoint whomever they choose, without regard to the position expressed by the voters in the previous election.

Passage of SB 307 am would establish a requirement that the person appointed by the Governor to fill a vacancy in the office of United States Senator shall be of the same political party as that which nominated the predecessor in office, and that the appointment be confirmed by the legislature. This amendment to AS 15.40.010 would bring the conditions for filling a vacancy for the office of United States Senator in line with the requirements for filling vacancies for the offices of State Representative and State Senator.

By changing this statute we can, as the states of Hawaii, Arizona and Utah have already done, ensure that the will of the voters, as expressed in the previous election, would not be subverted through the appointment of a person of a different party and philosophy than the individual the appointee is replacing.

Alaska State Legislature

Senate

**RICK
HALFORD**

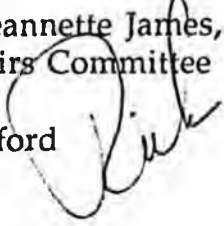
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600 E. Railroad Avenue
Wasilla, Alaska 99654
Phone (907) 376-4958

Official Business

TO: Representative Jeannette James, Chair
House State Affairs Committee

FROM: Senator Rick Halford 

DATE: March 6, 1998

RE: Scheduling of SB 307

I would appreciate you scheduling SB 307 for a hearing in the House State Affairs Committee at your earliest convenience. Please do not hesitate to contact me or my staff if you have any questions.

1/98

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. SB 307 am

Revision Date _____	Dept. Affected <u>Office of the Governor</u>	
Title <u>"An Act relating to conditions for filling vacancies in the office of the United States senator;..."</u>	BRU <u>Executive Operations</u>	
Sponsor <u>Senators Halford, et al</u>	Component <u>Executive Office</u>	
Requester <u>House State Affairs</u>	Component Serial No. <u>6</u>	

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUND SOURCE

(Thousands of Dollars)

FUND SOURCE	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY98) cost: 0.0

POSITIONS

POSITIONS	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Full-time						
Part-time						
Temporary						

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

This bill would not have fiscal impact on the Office of the Governor.

Prepared by <u>Michael A. Nizich, Administrative Director</u> <i>M. Nizich</i>	Phone <u>465-3876</u>
Division <u>Administrative Services</u>	Date <u>3/13/98</u>
Approved by <u>Jim Ayers, Chief of Staff</u> <i>J. Ayers</i>	Date _____
Agency <u>Office of the Governor</u>	

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SB

309

HOUSE COMMITTEE REPORT

(1)

Date Referred to Committee: March 24, 1998

FURTHER REFERRALS:

Judiciary

Date of Committee Action: 4/2/98

The STATE AFFAIRS Committee considered:

SB 309

SENATE BILL NO. 309

USE OF NONLETHAL AND DEFENSIVE WEAPONS

"An Act relating to the use of force by peace officers and correctional officers."

recommends it be replaced
with the following committee substitute

CS SB 309 (STA)

the same title
 a new title

additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____

APPROVES PREVIOUS: (Dept/Date) _____

fiscal note(s) _____

fiscal note(s) _____

zero fiscal note(s) _____

zero fiscal note(s) Admin, Corrections

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Janette James</i>	✓			
<i>[Signature]</i>			✓	
<i>[Signature]</i>	✓			
<i>[Signature]</i>			✓	
<i>[Signature]</i>			✓	
<i>[Signature]</i>			✓	

CHAIR'S SIGNATURE Janette James

Alaska State Legislature

Senate

JERRY WARD

State Capital
Juneau, AK 99801-1182
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Fax (907) 465-3766

716 W 4th Ave., Ste 450
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145 Main Street Loop
Kenai, AK 99611
Phone (907) 283-7996
Fax (907) 283-3075



Sponsor Statement SB 309

“An Act relating to the use of force by peace officers and correctional officers.”

SB 309 will protect law enforcement officers from legal action when acting within their training and operational guidelines. The use of non-lethal munitions, such as rubber bullets and bean bag rounds, are an accepted method of rendering certain suspects harmless without doing long-term or permanent injury. A bean bag round or other non-lethal projectile is designed to serve as a far reaching baton which does not require the officer to get too close to a person who might want to harm themselves or others. However, accidents do happen. It is this unlikely accident that SB 309 addresses.

Under current law, a fully trained police officer acting within departmental guidelines could be held civilly liable for injuries resulting from the use of non-lethal projectiles. SB 309 would protect law enforcement officers and continue to allow police departments the full range of tools needed to protect the citizens of Alaska.

Bullet stops suicide

Beanbag draws bruise, not blood

By RACHEL D'ORO
Daily News reporter

A woman sat on the steps outside of her Muldoon home Tuesday with a butcher knife in her hand.

Twenty feet away, Anchorage police crouched behind a mailbox, a parked car and a snow berm in case the woman charged them with the knife.

Sobbing, she told officers she wanted to hurt herself. She asked police to kill her. Then she pressed the knife to her wrist.

A member of the Crisis Intervention Response Team took aim and shot the woman in the thigh. But instead of a bullet, he fired a beanbag made from lead shot and canvas. The round, flat bullet shot out of a 37 mm tear-gas gun only bruised the woman. She dropped the knife and ended up in the hospital for psychiatric evaluation.

Anchorage police have joined a growing number of law enforcement agencies across the country to add beanbag ammunition to their cache of what are called "less-lethal" weapons. The idea of shooting beanbags is decades old but in the last few years has been refined to make them more accurate and easier to use.

The technology became part of the Anchorage arsenal two years ago, but CIRT officers use it very infrequently and, so far, only in certain cases of attempted suicide. Alaska State Troopers have never used the bullets, although they've had them on hand for a year.

"It's a very good intermediate tool for resolving a cri-

Please see Back Page,
BEANBAG

BEANBAG: When a bullet isn't needed

Continued from Page A-1

sia," said CIRT supervisor Sgt. Ken Spadafora. "We would rather send someone home with a few bruises than have them kill themselves."

But beanbag bullets are not without controversy. Delivering the punch of a heavyweight boxer or a fastball, they have caused at least five deaths Outside, including that of a suicidal Canadian man who died last year after Ottawa-Carleton police shot him with a beanbag from a 12-gauge shotgun. The beanbag struck him right above the heart, lodging in his chest.

Sometimes they don't work at all, especially when the targets are feeling no pain, either because they are seriously wounded or highed-up on drugs, police agree.

The first time police in Springfield, Mo., used beanbag bullets four years ago, nine 12-gauge rounds failed to stop a frail, 72-year-old man who had already shot himself in the head, said Lt. Ron Hartman of the Springfield Police Department. Hartman trained Anchorage police in the proper technique two years ago and trains officers nationwide. The elderly man finally sat down, and an officer grabbed him while he was momentarily distracted, he said.

Beanbag mishaps are rare, and the bullets save more lives than not, authorities say. Misfires can happen when the bullets, which are packed inside shells, fail to properly unfold. Serious injury or death is possible if the bullets strike vulnerable body parts instead of large muscle masses like legs or abdomens, Hartman said.

"The bottom line is, they are important tools for preventing further deaths," he said. "Basically, it's like delivering a baton strike from a safe distance. Everybody's getting in on it."

Anchorage police have used beanbag bullets at least a dozen times since they got them, Spadafora said. In one case, a round broke a small bone of one suicidal person. All the others caused only bruises. As far as he's concerned, making too much of the risk factor is misleading.

"A baton can kill you if it hits you in the wrong place too many times," he said.

In the '60s, some police agencies used a crude and clumsy version of beanbag ammunition for riot and crowd control, said Larry Glick, executive director of the National Tactical Officers Association in Pennsylvania. The old-style beanbags were inaccurate, however, and fell from favor until the improved version came out in mid-1990s.

"They're a real hot item right now," said Glick, who added that about 3,000 officers year are trained to use beanbags instead of bullets. "They're definitely a wave of the future."

Police have used the new beanbags for such a short time that no one yet keeps complete statistics, Glick said.

Hartman's colleague, Springfield Police Capt. Steve Ijames, told the Ottawa Citizen newspaper last year, however, that four people had died from beanbags before the Ottawa death. And none of the beanbags in those earlier cases pierced the skin. For example, a Texas man died in 1994 after a beanbag struck him in the throat, said Ijames, a leading authority on less-lethal weapons, who also helped train Anchorage CIRT officers.

Locally, police use two sizes of beanbag bullets, Spadafora said. The smaller, square bullets can be fired from 12-gauge shotguns while the larger, round ones are fired from 37 mm tear gas guns.

So far, only about 30 of the 325 officers in Anchorage have been trained in the use of beanbag ammunition. Eventually, all officers

Non-lethal bullets



■ **Material:** Canvas and lead shot
■ **Sizes:** 12-gauge shotgun and 37 mm tear-gas gun are the two sizes that Anchorage police use.

■ **12 gauge:**

Surface: Two-inch square (pictured above upper right)

Weight: 40 grams or 1.4 ounces

Velocity: 300 feet per second

Operating range: 10 to 25 yards

Cost: \$5 per bullet

■ **37 mm:**

Surface: Three-inch diameter circle (pictured above lower left)

Weight: 150 grams or 5.2 ounces

Velocity: 180 feet per second

Cost: \$18-20 per bullet

■ **What happens:**

The bag is wrapped tightly into a shell and is shot out of a 12-gauge shotgun or a 37 mm tear-gas gun. As it moves toward the target, the bag unfolds. Upon impact, the bag collapses and conforms to the target. The lead shot acts as a fluid medium, distributing the energy over the whole surface.

■ **What can go wrong:**

The 12-gauge bag doesn't completely unfold until it reaches 25 yards.

If shot at close range, 30 or 40 feet away; the impact could cause serious injury or death.

Sources: Anchorage Police Department, The Oregonian

RON ENGSTROM / Anchorage Daily News

Anchorage police have used beanbag bullets at least a dozen times since they got them, Sgt. Ken Spadafora said. In one case, a round broke a small bone of one suicidal person. All the others caused only bruises. As far as he's concerned, making too much of the risk factor is misleading.

will be trained. But the new bullets will never supplant real guns or bullets, which always will be on hand as a back-up in every situation, Spadafora said.

"Beanbags are just another option," he said. "They're not replacing anything."



Alaska State Legislature

Senate

JERRY WARD

State Capital
Juneau, AK 99801-1182
Phone (907) 465-3940
Fax (907) 465-3766

716 W. 4th Ave., Ste. 450
Anchorage, AK 99501-2133
Phone (907) 258-8183
Fax (907) 258-0820

145 Main Street Loop
Kenai, AK 99611
Phone (907) 283-7996
Fax (907) 283-3075

Memorandum

To: Representative Jeannette James
Chair House State Affairs

From: Senator Jerry Ward *JW*

Re: Bill Scheduling

Date: March 28, 1998

Please schedule Senate Bill 309, "An act relating to the use of force by peace officers and correctional officers," at your earliest convenience.

Thank you for your consideration of this matter.

Need FINAL
Bill 1 -
(by Ben Kowitz) Passed

2029

SENATE BILL NO. 309

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY SENATOR WARD

Introduced: 2/16/98

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the use of force by peace officers and correctional officers."

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

3 * Section 1. AS 11.81 is amended by adding a new section to read:

4 Sec. 11.81.415. Justification: Use of nonlethal firearms and defensive
5 weapons by peace officers and guards as nondeadly force. (a) Whenever a guard
6 employed in a correctional facility or a peace officer is justified under other sections
7 of this chapter in using nondeadly force, the force that the guard or peace officer may
8 use includes the use of a ~~(1) nonlethal firearm, or (2) defensive weapon~~. The use of
9 a nonlethal firearm ~~or a defensive weapon~~ does not amount to the use of deadly force
10 if the firearm or weapon is used in the manner it was designed to be used.

11 (b) In this section, "nonlethal firearm" means a firearm that discharges a
12 projectile that is designed to stun, temporarily incapacitate, or cause temporary
13 discomfort to a person without penetrating the person's body.

14 * Sec. 2. AS 11.81.420(a) is amended to read:

15 (a) Unless inconsistent with AS 11.81.320 - 11.81.415 [AS 11.81.320 -

1 11.81.410], conduct that [WHICH] would otherwise constitute an offense is justified
2 when it is required or authorized by law or by a judicial decree, judgment, or order.

FISCAL NOTE

**STATE OF ALASKA
1998 LEGISLATIVE SESSION**

No. 1
 BILL NO. Bill Version: SB 309
 (S) Publish Date: 3/4/98

Revision Date (Note if correction) _____	Dept. Affected _____	Corrections _____
Title <u>An Act relating to the use of force by peace</u>	BRU _____	<u>Administration and Operations</u>
<u>officers and correctional officers</u>	Component <u>ALL</u>	_____
Sponsor <u>Senator Ward</u>	_____	_____
Requester <u>Senate State Affairs</u>	Component Serial No. <u>#0694</u>	_____

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY98) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact is anticipated.

Prepared by <u>Bruce Richards</u>	Phone <u>465-3307</u>
Division <u>Commissioner's Office</u>	Date <u>2/23/98</u>
Approved by Commissioner Margaret M. Pugh <u>Margaret M. Pugh</u>	Date <u>2/23/98</u>
Agency <u>Department of Corrections</u>	

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FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

No. 2
Bill Version: SB309
(S) Publish Date: 3/19/98

Revision Date: _____
Title: "An Act relating to the use of force by peace officers and correctional officers."
Sponsor: Senator Ward
Requestor: (S) JUD

Department Affected: Administration
BRU: Legal and Advocacy Services
Component: Public Defender Agency

COMPONENT SERIAL NO. 1631

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUND SOURCE: (Thousands of Dollars)

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

Estimate of any current year (FY 98) cost: \$ _____

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

This bill expands the level of force a correctional officer or peace officer can use by authorizing "non-lethal firearms" and "defensive weapons" to be used in situations where only non-deadly force is allowed. Normally a deadly weapon is defined as "any firearm or anything designed for and capable of causing death or serious physical injury, including a knife, an axe, a club, metal knuckles or an explosive." While it might seem obvious that a non-lethal firearm could fit the definition of deadly weapon because of its capabilities, this bill makes it acceptable for police and correctional officers to use such weapons even where deadly force is not allowed.

This bill has no fiscal impact on the Public Defender Agency.

Prepared by: Barbara K. Brink, Director
Division: Public Defender Agency

Phone: (907) 264-4414
Date: _____

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

Date: 3/18/98

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SCR

7

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: March 24, 1997

FURTHER REFERRALS:

Date of Committee Action: 4/17/97

The STATE AFFAIRS Committee considered:

SCR 7

SENATE CONCURRENT RESOLUTION NO. 7

THIRTY-FIRST ANNUAL BOYS' STATE

Relating to the thirty-first annual Boys' State.

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

additional referral to _____ Committee attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____ APPROVES PREVIOUS: (Dept/Date) _____ fiscal note(s) _____ fiscal note(s) _____

zero fiscal note(s) _____ zero fiscal note(s) SEN STA

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Jannette James</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			

CHAIR'S SIGNATURE *Jannette James*



SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

Sponsor Statement SCR 7

"Relating to the thirty-first annual Boys' State."

Since 1967 Alaska Boys' State has encouraged hundreds of young men to be involved in Alaska politics. This week-long program provides young men, typically those between their junior and senior years in high school, with knowledge of state and local government. The delegates set up mock institutions of the legislative and executive branches of government and imitate their functions.

Three current legislators have attended Alaska Boys' State.

The 31st Alaska Boys' State will be held at Camp Challenge near Palmer under the sponsorship of the American Legion and cooperating organizations.

Because it encourages young men to be leaders this exceptional program deserves the recognition and support of the Legislature.



SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

MEMO

TO: Representative Jeannette James, Chairman
House State Affairs Committee

FROM: Senator Loren Leman
Sponsor

LL

OK

DATE: April 9, 1997

RE: Scheduling SCR 7 in House State Affairs Committee

Please schedule at your earliest convenience Senate Concurrent Resolution 7 in House State Affairs Committee. SCR 7 encourages young men to be leaders.

A sponsor statement is attached.

(Loren Leman)

No. 1

Bill Version: SCR 7

(S) Publish Date: 3/19/97

FISCAL NOTE

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO. SCR 7

Revision Date 3/17/97 Dept. Affected _____
 Title Thrity-First Annual Boys' State BRU _____
 Component _____
 Sponsor Leman _____
 Requester Senate State Affairs Component Serial No. _____

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

CHANGE IN REVENUES []						
-------------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1091 Designated Program Receipts						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This resolution will have no fiscal impact.

Prepared by Senate State Affairs
 Division _____
 Approved by Senator Lyda Green, Chair
 Agency _____

Phone 465-4522
 Date _____
 Date 3/17/97

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SCR

8

No. 1

Bill Version: SCR 8

(S) Publish Date: 3/19/97

FISCAL NOTE

BILL NO. SCR 8

STATE OF ALASKA
1997 LEGISLATIVE SESSION

Revision Date 3/17/97 Dept. Affected _____
 Title Twenty-Ninth Annual Girls' State BRU _____
 Component _____
 Sponsor Lemar _____
 Requester Senate State Affairs Component Serial No. _____

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES []						
------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1091 Designated Program Receipts						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: *(Attach a separate page if necessary)*
This resolution will have no fiscal impact.

Prepared by Senate State Affairs
 Division _____
 Approved by Senator Lyda Green, Chair
 Agency _____

Phone 465-4522
 Date _____
 Date 3/17/97

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SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

Sponsor Statement SCR 8

"Relating to the twenty-ninth annual Girls' State."

Since 1969 Alaska Girls' State has encouraged hundreds of young women to be involved in Alaska politics. This week-long program provides young women, typically those between their junior and senior years in high school, with knowledge of state and local government. The delegates set up mock institutions of the legislative, executive and judicial branches of government and imitate their functions.

The 29th Alaska Girls' State will be held at Camp Challenge near Palmer under the sponsorship of the American Legion Auxiliary and cooperating organizations.

Because it encourages young women to be leaders this exceptional program deserves the recognition and support of the Legislature.



SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

MEMO

TO: Representative Jeannette James, Chairman
House State Affairs Committee

FROM: Senator Loren Leman
Sponsor

DATE: April 9, 1997

RE: Scheduling SCR 8 in House State Affairs Committee

Please schedule at your earliest convenience Senate Concurrent Resolution 8 in House State Affairs Committee. SCR 8 encourages young women to be leaders.

A sponsor statement is attached.

HOUSE COMMITTEE REPORT

(7) Date Referred to Committee: March 24, 1997

FURTHER REFERRALS:

Date of Committee Action: 4/17/97

The STATE AFFAIRS Committee considered:

SCR 8

SENATE CONCURRENT RESOLUTION NO. 8

TWENTY-NINTH ANNUAL GIRLS' STATE

Relating to the twenty-ninth annual Girls' State.

recommends it be replaced with the following committee substitute [] the same title [] a new title

[] additional referral to _____ Committee [] attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) APPROVES PREVIOUS: (Dept/Date)
[] fiscal note(s) [] fiscal note(s)
[] zero fiscal note(s) [x] zero fiscal note(s) SEN STA

Table with 5 columns: SIGNING WITH RECOMMENDATIONS, DP, DNP, NR, AM. Contains handwritten signatures and checkmarks.

CHAIR'S SIGNATURE

Handwritten signature: Jeannette James

SCR

9

Date Referred to Committee: April 21, 1997

FURTHER REFERRALS:

Date of Committee Action: 5/6/97

The STATE AFFAIRS Committee considered:

SCR 9

SENATE CONCURRENT RESOLUTION NO. 9

ALASKA GARDEN WEEK

Declaring June 1 - 7, 1997, to be Alaska Garden Week.

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

additional referral to _____ Committee attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____ APPROVES PREVIOUS: (Dept/Date) _____
 fiscal note(s) _____ fiscal note(s) _____

zero fiscal note(s) _____ zero fiscal note(s) SEN STA Comm.

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Jeanette James</i>	✓			
<i>Monte H. ...</i>	✓			
<i>Paul ...</i>	✓			
<i>Al ...</i>	✓			

CHAIR'S SIGNATURE *Jeanette James*

January 25, 1997

RECEIVED

FEB 1 1997

ANS U.....



Senator Lyda Green
State Capital
Juneau, Alaska 99801-1182

Dear Senator Green:

Last year you were kind enough to support our request for a Garden Week, and for that we thank you very much. This year we would like to repeat the request, hoping that you will have time to help us again.

Since your time is valuable, we suggest that the proclamation will be in perpetuity. That way we will not have to bother the Governor and legislature every year, and you can do something good for generations to come.

The Valley Garden Club is a very active club and we now have more than one hundred members throughout the Mat Su Valley. Besides our monthly meetings, members of the club help at the State Fair every year, we plant trees in our community and we maintain flower beds in the area; among others by the Veterans Wall of Honor. We also have an annual plant sale where the public can buy plants from garden club members' gardens.

Last year we did not get to celebrate the Garden Week because of the terrible Millers Reach fire. Lots of members helped in different places and some were even among the many people being evacuated. We hope that this year will be very different.

The Valley Garden Club is joining all of the National Council of State Garden Clubs in having the week declared National Garden Week in perpetuity and we candidly hope that you will aid us in doing so.

Sincerely,

A handwritten signature in cursive script that reads "Dorte Mobley".

Dorte Mobley,
President Valley Garden Club
575 Jerome Dr.
Wasilla 99652

RECEIVED

January 25, 1997

Bill and Dawn Caswell
P.O. Box 870686
Wasilla, AK 99687

.....
State Capital
Juneau, Alaska 99801-1182

Dear *Lyda*.....):

As a member of The Vailey Garden Club I hereby request your support of the enclosed proclamation making the first week of June "Garden Week". The first week of June is an important week for a lot of people in the area, in regards to being "safe" for planting outside after a long winter.

Since your time is valuable, we suggest that the proclamation will be in perpetuity. That way we will not have to bother the Governor and legislature every year, and you can do something good for generations to come.

The Valley Garden Club is a very active club and we now have more than one hundred members throughout the Mat Su Valley. Besides our monthly meetings, members of the club help at the State Fair every year, we plant trees in our community and we maintain flower beds in the area; among others by the Veterans Wall of Honor. We also have an annual plant sale where the public can buy plants from Garden Club members' gardens.

Last year we did not get to celebrate the Garden Week because of the terrible Millers Reach fire. Lots of members helped in different places and some were even among the many people being evacuated. We hope that this year will be very different.

The Valley Garden Club is joining all of the National Council of State Garden Clubs in having the week declared National Garden Week in perpetuity and we candidly hope that you will aid us in doing so.

Sincerely,

Dawn Caswell

RECEIVED

Valley Garden Club

Mabley
PO Box 874913
Wasilla
AK 99687 USA

376-4002

Dear Senator Green.

Thanks you for helping us
in getting first week of June
declared Garden week. The
draft looks great.

Dorte Mabley

FISCAL NOTE

No. 1

STATE OF ALASKA
1997 LEGISLATIVE SESSION

Bill Version: SPR 9
(S) Publish Date: 4-16-97

Revision Date 4/15/97
Title Alaska Garden Week

Dept. Affected _____

BRU _____

Component _____

Sponsor Green
Requester State Affairs

Component Serial No. _____

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES []						
-------------------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1091 Designated Program Receipts						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This resolution will have no fiscal impact.

Prepared by State Affairs Committee
Division _____

Phone 465-4522

Date _____

Approved by Senator Lyda Green, Chair State Affairs
Agency _____

Date 4/15/97

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SCR

22

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: March 6, 1998

FURTHER REFERRALS:

Date of Committee Action: 4/2/98

The STATE AFFAIRS Committee considered:

CSSCR 22(STA)

CS FOR SENATE CONCURRENT RESOLUTION NO. 22(STA)

KIDS VOTING ALASKA PROGRAMS

Relating to promotion of Kids Voting Alaska programs.

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

additional referral to _____ Committee

attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): _____ (Dept)

APPROVES PREVIOUS: _____ (Dept/Date)

fiscal note(s) _____

fiscal note(s) _____

zero fiscal note(s) _____

zero fiscal note(s) SEN STA

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Janette James</i>	✓			
<i>Ken P. [unclear]</i>	✓			
<i>Walt [unclear]</i>	✓			
<i>Joe Ryan</i>	✓			
<i>Michael [unclear]</i>	✓			

CHAIR'S SIGNATURE *Janette James*

Alaska State Legislature

CHAIR:
REPRESENTATIVE
JEANNETTE JAMES

State Capitol
Room 102
Juneau, Alaska
99801-1182
(907) 465-3743
FAX (907) 465-2381

House of Representatives
HOUSE STATE AFFAIRS

MEMBERS:
REPRESENTATIVES
IVAN IVAN
AL VEZEY
FRED DYSON
MARK HODGINS
KIM ELTON
ETHAN BERKOWITZ

There is no sponsor statement for

SCR 22.

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

Bill Version: CS SCR 22 (STA)
(S) Publish Date: 3/2/98

Revision Date (Note if correction) 2/23/98 Dept. Affected _____
 Title Kids Voting Alaska Programs BRU _____
 Component _____
 Sponsor Senator Miller _____
 Requester Senate State Affairs Component Serial No. _____

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY98) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

No Fiscal impact expected.

Prepared by Renee Howell, aide to *RH*
 Division Senate State Affairs
 Approved by Senator Lyda Green, Chairperson *LG*
 Agency Senate State Affairs

Phone 465-4522
 Date 2/23/98
 Date 2/23/98

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SJR

7

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: February 12, 1997

FURTHER REFERRALS:

Date of Committee Action: 2/27/97

The STATE AFFAIRS Committee considered:

SJR 7

SENATE JOINT RESOLUTION NO. 7

AK NAT'L GUARD YOUTH CORPS CHALLENGE PROG

Supporting continued funding of the Alaska National Guard Youth Corps Challenge Program.

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

additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____ APPROVES PREVIOUS: (Dept/Date) _____
 fiscal note(s) _____ fiscal note(s) _____

zero fiscal note(s) _____ zero fiscal note(s) Military & Veterans Affairs

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Jennette James</i>	✓			
<i>K. T. ...</i>	✓			
<i>AAABUT</i>	✓			
<i>Wing ...</i>	✓			
<i>Frank ...</i>	✓			
<i>Bob ...</i>	✓			
<i>Stan ...</i>	✓			

CHAIR'S SIGNATURE Jennette James



ALASKA STATE LEGISLATURE

SENATOR RANDY PHILLIPS
SENATE DISTRICT L

SESSION
State Capitol
Juneau, AK 99801
(907) 465-4949
800-478-4950
Fax: 465-4979

INTERIM
P.O. Box 142
Eagle River AK 99577
(907) 694-4949
Fax: 694-4948

Memorandum

TO: Senator Lyda Green, Chair
Senate State Affairs Committee

FROM: Senator Randy Phillips *REP*

DATE: January 21, 1997

RE: Sponsor Statement for: Senate Joint Resolution No. 7
Supporting continued funding of the Alaska National Guard Youth
Corps Challenge Program

I introduced Senate Joint Resolution No. 7 to send a strong message of support for the National Guard Youth Corps Challenge Program to the U. S. Congress. The Challenge Program is a 17.5 month intervention/prevention program for teenagers that are statistically "at risk" to become unemployed welfare recipients and criminals of the future. The program consists of two parts, a 22 week military residential phase at Camp Carroll on Fort Richardson and a 12 month post-residential phase. The Challenge Program has shown strong success with its first four years of operations, 85% of graduates are in school furthering their education and/or working 12 months after graduation from the program.

The Challenge Program has been funded 100% by the federal government since its inception.

Authorized budgets in thousands:

FY 94	\$2,120
FY 95	\$3,120.5
FY 96	\$3,120.5
FY 97	\$3,120.5
FY 98 request	\$3,120.5 federal and \$250.00 state general fund

The funding is scheduled to end on September 30, 1997. The state has budgeted a portion of the cost of continuing this program and I believe that it is important to let Congress know that the program is supported by the Alaska State Legislature.



ALASKA STATE LEGISLATURE

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SENATE DISTRICT L

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Alaska National Guard Youth Corps Challenge Program

Information Paper

The Need

- 82% of long-term prison inmates do not have a high school diploma or GED
- 80% of dropouts report using drugs regularly
- 88% of female dropouts under age 30 who are heads of households live in poverty
- Dropouts are increasing; in 1992-93 there were 1802, for 1996-97 the number will be over 3000
- Counting dropouts, expelled, and those that attend high school for 4 years but do not graduate, the number will be over 4000 for 1996-97
- Dropouts require 35% more social services than high school graduates or GED holders
- Unemployment rates for high school dropouts are more than twice those for high school graduates or GED holders
- The lifetime lost earnings from Alaska's 1991-92 dropouts is over \$500 million
- For basic skills training
- For alternate sources of secondary education

One Solution (the Youth Corps)

- 17.5 month intervention/prevention program for teenagers that are statistically "at risk" to be unemployed welfare recipients and criminals of the future
 - 22 week military residential phase at Camp Carroll on Fort Richardson
 - 12 month post-residential phase
- Cost is \$17,500 per student (including the post-residential stipend)
- 85% of graduates are in school furthering their education and/or working 12 months after graduation

Benefits to the State

- Juvenile/Adult crime is reduced
- Illegal drug use is reduced
- Social services costs are reduced (welfare reform)
- Adult corrections costs are reduced. Adult prisoners cost between \$30,000 and \$55,000 per year
- Juvenile corrections costs are reduced. Juvenile offenders cost between \$55,000 and \$139,000 per year. The average length of stay for a juvenile offender is 13.5 months, with an average cost of \$62,000 per stay
- Lifetime earnings increase for Alaska's Youth Corps graduates (6 classes) will be over \$91,000,000
- Disenfranchised youth become healthy, productive and contributing citizens of the state and their community

Funding and the Future

- Previous classes were funded entirely by federal grant
- U.S. Department of Defense withdrew 10% of existing FY 97 Youth Program funds on January 13, 1997
- Pilot Status authority and federal funding expire on September 30, 1997

ALASKA STATE LEGISLATURE
House of Representatives

COMMITTEE ASSIGNMENTS:

LABOR & COMMERCE, CHAIRMAN
JUDICIARY, MEMBER
OIL AND GAS, MEMBER



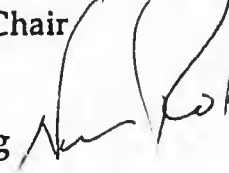
INTERIM:
718 WEST 4TH AVENUE, SUITE 640
ANCHORAGE, AK 99501
PHONE: (907) 258-8191
FAX: (907) 258-2918

SESSION:
STATE CAPITOL
JUNEAU, AK 99801-1122
PHONE: (907) 465-4968
FAX: (907) 465-2040

Representative Norman Rokeberg

MEMORANDUM

TO: The Honorable Jeannette James, Chair
House State Affairs Committee

FROM: Representative Norman Rokeberg 

DATE: February 14, 1997

RE: SJR 7 - Support continued funding for Alaska
National Guard Youth Corps Challenge Program

It is my understanding that Senator Phillips, the prime sponsor of the captioned resolution, has provided you with a request for hearing, sponsor statement, and background information concerning SJR 7.

I would join in Senator Phillips' request for hearing for SJR 7.

Thank you for your consideration.

cc: Senator Phillips

Yes



ALASKA STATE LEGISLATURE

SENATOR RANDY PHILLIPS
SENATE DISTRICT L

SESSION
State Capitol
Juneau, AK 99801
(907) 465-4949
800-478-4950
Fax: 465-4979

INTERIM
P.O. Box 142
Eagle River AK 99577
(907) 694-4949
Fax: 694-4948

Memorandum

TO: Representative Jeannette James, Chair
House State Affairs Committee

FROM: Senator Randy Phillips *RPH*

DATE: February 11, 1997

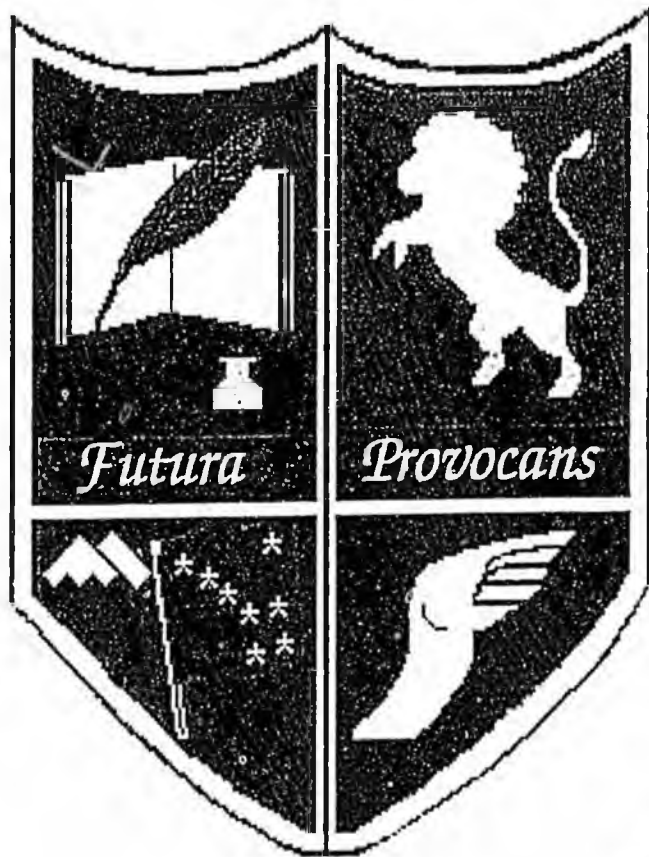
RE: Senate Joint Resolution No. 7
Supporting continued funding of the Alaska National Guard Youth
Corps Challenge Program

The above referenced resolution has been referred to the House State Affairs Committee.

Please consider this as my formal request that Senate Joint Resolution No. 7 be scheduled for a hearing at your earliest convenience.

If you have any questions or comments do not hesitate to call me at 4949. Your cooperation is appreciated.

Challenging The Future



National Guard Youth Corps Challenge Program

Alaska

COSTS OF DROPPING OUT:

- Unemployment rates for high school dropouts are more than twice those for high school graduates.
- Nationally, each year's class of early leavers will, over their lifetime, cost the nation about \$260 billion in lost earnings and foregone taxes.
- The lifetime lost earnings from Alaska's 1991 dropouts is over \$500 million (using national estimates).
- National estimates indicate that dropouts require 35% more social services than high school graduates.
- Over a ten-year period, earnings have decreased 12% for male dropouts and 9% for high school graduates, while college graduates' earnings rose 10%.

-- *Alaska's Adolescents: A Plan for the Future*, Alaska Adolescent Health Advisory Committee, Alaska Department of Health and Social Services (1995) at 79.

ALASKA NATIONAL GUARD YOUTH CORPS

ChalleNGe Program

P.O. Box 5727

Fort Richardson, Alaska 99505

(907) 384-6015/6017 or 800-797-2267 Fax: (907) 384-6007

ChalleNGe Program History

In federal fiscal year 1993, the U.S. Congress enacted legislation establishing and funding 10 pilot programs for 16-18 year-old "at-risk" youth in various states. For the purposes of the pilot projects, "at-risk" was defined as being out of school without having completed a secondary school education.

These projects were designed to follow a model suggested by a 1989 Rockefeller Foundation study which combined a military-style residential setting with a strong community service component in an effort to help these "at-risk" teens get their lives back on track.

In January of 1994, the Alaska National Guard Youth Corps began its first ChalleNGe Program class. Forty-three young men and women graduated from this first class in June of that year. The Alaska National Guard Youth Corps ChalleNGe Program is now in its sixth session and has graduated 275 students.

Program Objectives

This year in Alaska it is projected that more than 3000 high school students will leave school before completing a secondary education. This number does not include those students who are removed from high school programs for disciplinary reasons. Statistics supplied to the ChalleNGe Program from other agencies indicate that 50% of high school dropouts are not able to find employment and that 80% are regular illegal drug users.

The objective of the Alaska National Guard Youth Corps is to turn these young Alaskans, who statistically are headed for a dismal future, into self-confident, contributing citizens of our state and their local communities.

To accomplish this the ChalleNGe Program uses the proven methodology of the United States armed forces. It includes an intense, disciplined, structured, military-style residential phase 22 weeks in duration, followed by a 12 month post-residential "after-care" phase.

Training at the ChalleNGe Program introduces students to healthy life-coping skills, demanding physical conditioning, leadership and teamwork skills development and successes leading to high self-esteem and pride.

Criteria For Admissions

The ChalleNGe Program does not accept all applicants. Those applying for admission to the program must be 16 to 18 years old, not in school, willing to commit to a drug, alcohol and tobacco-free life while in the program, free of legal entanglements and physically and mentally capable of completing the challenging military-style training program. Most importantly, all applicants to the program must have a real desire to help themselves and must be volunteers.

Program Of Studies

The residential portion of the ChalleNGe Program centers on eight "core" components. These include pursuit of educational excellence, basic vocational skills training, life coping skills, responsible citizenship, health, hygiene, nutrition & sex education, community involvement through volunteer service to others, leadership & teamwork skill development and physical fitness.

Location

The ChalleNGe Program residential phase is conducted at the Camp Carroll Training Site on Fort Richardson. Through a cooperative agreement with the US Army, many facilities on Fort Richardson are available for use during ChalleNGe Program training. Students live in upgraded military barracks within Camp Carroll. Medical, meal and supply facilities are also located at the training site.

The post residential portion of the program is directed by a coordinator at Camp Carroll, but takes place in the communities in which program graduates reside.

Host Family & Post Residential Efforts

Students in the program who arrive from towns outside the greater Anchorage area are supplied with host families for the duration of their stay at the ChalleNGe Program.

All students are matched with post residential "mentors" as early in the program as possible. These adult volunteer "mentors" are screened and trained prior to the match and then are encouraged to build relationships with their students throughout the residential phase.

Students from outside the greater Anchorage area are linked with local host/mentor families and with mentors from their home towns.

Mentors and graduates are expected to maintain weekly contact. Mentors are there to help the graduates stay on track, overcome problems and sometimes be a non-threatening friendly adult with whom students can share problems and seek advice.

Youth Corps ChalleNGe Program Results

As of this month (September 1996), the ChalleNGe Program has graduated 275 young men and women and returned them to their communities all across Alaska. Statistically, 55 % of program graduates are employed and 30 % are in academic or vocational training. None of the graduates counted in these narrow success categories is currently in trouble with the law. This 85% success rate has held constant since the first ChalleNGe Program class.

Benefits To The State Of Alaska

In addition to the obvious social benefits derived from redirecting young men and women into more productive lives and away from the negative influences which surround many today, the National Guard Youth Corps provides tangible, measurable benefits to the people of the State of Alaska.

Jobs & Economy: As explained earlier, at least 55% of program graduates are now holding down jobs, paying their own way in society. These job holders create other jobs through their productivity and spending.

Crime: About 20% of those accepted into the ChalleNGe Program had been involved with the juvenile justice system. The life-changing experience of the ChalleNGe Program has turned these graduates into contributing members of society. According to Governor Tony Knowles in a speech on the state of Alaska's children, it costs an average of around \$60,000 for a young person to be placed in Alaska's Youth Corrections facilities. It costs between about \$30,000 and \$55,000 a year to keep an adult in prison in Alaska, according to the Office of the Commissioner of the Alaska Department of Corrections.

Education: Nearly 80% of Alaska ChalleNGe Program graduates received their General Educational Development (GED) certificates through the Youth Corps. Others have returned to traditional high schools following graduation from the ChalleNGe Program to complete diploma requirements. According to Alaska's Attorney General, 82% of those in prison today have not completed a secondary education (GED or diploma program).

Welfare Reform: The Alaska National Guard Youth Corps offers basic academic, vocational, and life skills training to all who qualify. Teen parents currently receiving AFDC, Medicaid and other support payments may qualify for this training as part of an overall public assistance reform package.

Community Service: More than 50 organizations have received assistance in a wide variety of community service projects performed by the students and staff of the Youth Corps during the first five classes of the ChalleNGe Program. Agencies served by the Youth Corps community service program include The Municipality of Anchorage Department of Parks & Recreation, Municipal Libraries and Port Authority, the American Heart Association, Wolf Song of Alaska, the Anchorage YMCA, the Alaska Council on the Prevention of Alcohol and Drug Abuse, Alaskans for a Drug-Free Youth, the Eagle River Bear Paw Festival, and the Fort Richardson Post Chapels. During ChalleNGe Program Class 96-1, more than 5,000 hours of volunteer service to others was performed by the Youth Corps students and staff.

Program Funding And Costs

The cost of operating the ChalleNGe Program during its initial years has ranged between \$3.1 million and \$2.8 million. Funding has been entirely provided by the federal government through the National Guard Bureau to the State of Alaska's Department of Military & Veterans Affairs.

The average cost per graduate, not including a \$2,200 stipend for further education or job placement assistance, is about \$15,300.

Future Program Funding And Costs

According to program managers within the Department of Defense, the federal government has and will provide just enough funding to allow the Alaska National Guard ChalleNGe Program to graduate one class in calendar year 1997. Federal funding for all ChalleNGe Programs is scheduled to run out at the end of July, 1997.

During the 1997 legislative session, the State of Alaska must decide whether to continue Youth Corps funding either in whole or in partnership with the federal government, or to allow the program to close its doors.

This Document Prepared By:
Edward Wicher (SSG).
384-6120/6015 ((Revised: Oct 1996))

What The State Can Do

PROVIDE FUNDING FOR THE OPERATION OF THE
YOUTH CORPS CHALLENGE PROGRAM

PROBLEM:

The National Guard "Youth Corps Challenge Program" has proven itself to be remarkably effective in turning around "at-risk" kids. Federal funding for the program will lapse at the end of this fiscal year. Unless state funding is provided, this very valuable program could be terminated.

SOLUTION:

In 1994, the federal government provided funds to the Alaska National Guard to participate in a pilot project for 16 to 18 year old "at-risk" youth who had dropped out of school. Within the structure of a military-style residential living program, participants undergo an intensive 22-week program to enhance success and personal excellence. The program also provides a 12-month post-residential follow-up. The program is now conducting its sixth class. Federal funding for the program will lapse at the end of July 1997. The state should undertake every effort to ensure that the program continues even after the federal funding stops.

Of the 199 youths who had participated in the program as of January 1996, 145 received their high school diploma and over 30 others returned to high school. With the addition of the members of Class 96-1, the program has now graduated 275 students. Eighty-five percent of all participants have been placed in jobs or are continuing education programs.

The individual success stories are a testament to the effectiveness of the program. Youth who were disenfranchised and adrift, with no life purpose or direction, have realized personal success and have made contributions that benefit everyone in the state. The average cost per participant is about \$17,000. This is a small fraction of what society might spend on these "at-risk" youth if they ended up on welfare or in and out of our mental health and substance abuse treatment programs and jails.

ALASKA NATIONAL GUARD YOUTH CORPS

ChalleNGe Program

YOUTH CORPS - YOUTH CORRECTIONS **COST COMPARISON**

Many of those accepted into the ChalleNGe Program had been in trouble with law enforcement authorities and, according to Youth Corrections officials, were headed for more trouble and incarceration at one of Alaska's Youth Corrections Facilities.

According to statistics provided by the Division of Family and Youth Services, it costs between \$151.00 per-day and \$381.00 per-day to house a juvenile offender in Alaska. Using these figures it costs between \$55,115 and \$139,065 per year to keep a juvenile offender in one of Alaska's facilities.

The average length of stay for an offender is 13.5 months, for an average cost of \$61,910 per stay.

The average cost for a Youth Corps student is about \$15,000, not including the \$2,200 stipend for graduates.

Eighty-five percent of Youth Corps ChalleNGe Program graduates are successful and not in either the Youth or Adult Corrections' systems.

As of August 9, 1996, the Youth Corps has graduated 275 students.

ALASKA NATIONAL GUARD YOUTH CORPS
ChalleNGe Program

YOUTH CORPS - ADULT CORRECTIONS
COST COMPARISON

According to the Alaska Department of Corrections, the annual cost of housing a prisoner for one year ranges from a low of \$29,718.30, to a high of \$53,257.15 Using these figures, the average annual cost of housing a prisoner in Alaska is \$38,919.95.

Those accepted as students in the Youth Corps' ChalleNGe Program are statistically destined to become the adult prisoners or welfare recipients of the future. 82% of those in prison today have not completed a high school program.

Using the Youth Corps graduate success rate of 85%, we can estimate that we currently have returned at least 233 graduates (of our 275 total) to society who will not become an adult corrections statistic for at least a year. This equals an annual gross cost avoidance of between \$6,946,652 and \$12,448,858.

At the current level of federal funding, the ChalleNGe Program can be projected to be creating an approximate cost-savings of between \$4.1 million and \$9.7 million, or an average of \$6.9 million annually.

These cost-savings/cost-avoidance figures increase with the graduation of each ChalleNGe Program class.

MISSION STATEMENT

TO USE PROVEN UNITED
STATES MILITARY
METHODOLOGY AND
TECHNIQUES TO
MOTIVATE YOUNG MEN
AND WOMEN TO
BECOME SUCCESSFUL
CITIZENS

VISION STATEMENT

*"TO HAVE A SIGNIFICANT,
POSITIVE IMPACT UPON THE
FUTURE OF THE 'AT-RISK'
YOUTH OF ALASKA"*

Challenge Program

PRINCIPLES

- ◆ Provide tough, military-based discipline and standards which students are expected to emulate.
- ◆ Provide demanding physical and mental challenges to instill self-discipline and a strong work ethic.
- ◆ Provide a safe, secure, and structured environment.
- ◆ Provide problem solving skills to promote healthy choices throughout life.
- ◆ Provide staff models and mentors who display acceptable behavior and instill basic conservative American morals and values in the lives of students.
- ◆ Provide community service opportunities to help develop the personal value of service to others.

cc:Mail for: Jerry Burnett

Subject: Youth Corps

From: carolc@dnr.state.ak.us (Carol Carroll) at CC2MHS1 1/16/97 5:28 PM

To: Jerry Burnett at JNU_CAPITOL

Youth Corps first year was by RP FY 94 \$2,120
FY95 increased to \$3,120.5 which included start up costs

FY 95 Actuals \$1,560.7

FY 96 Auth 3,120.5

FY 96 Actuals \$2,755.8

FY 97 Auth 3,120.5

FY 98 Author 3,359.2 includes \$250.0 General Fund

Federal funds of 3,109.2 are not assured. Need to be
reauthorized and funds appropriated in Congress

Name: Carol Carroll

E-mail: Carol Carroll <carolc@dnr.state.ak.us>

Date: 1/16/97

Time: 5:28:30 PM

This message was sent by Chameleon

ALASKA NATIONAL GUARD YOUTH CORPS

ChalleNGe Program

Camp Carroll Training Site

P.O. Box 5727

Fort Richardson, Alaska 99505

(907) 384-6015/6017 or Toll Free 800-797-2267

12/9/96

12/2/96
Class # 42 / 2 classes
This subject is about
Camp Carroll
this is the
station -> Mission
Area

09 December 1996

To: Senator Randy Phillips

In re: Youth Corps Training Site Visit

Dear Senator,

Please accept this invitation to join our staff and students for an open house at the National Guard Youth Corps ChalleNGe Program at Camp Carroll on Fort Richardson. The open house will take place on Monday December 16th from 10:00 a.m. to 1:00 p.m. During the open house, visitors will receive a briefing of what the ChalleNGe program is, how it operates and will be given a walking tour of the facilities.

The ChalleNGe Program is designed to provide 16-18 year-old' who are out of school without a high school diploma or G.E.D. the opportunity to get their lives back on track.. Our primary goal is to help keep these young men and women from becoming burdens on our state and nation as adults.

This is accomplished through a rigorous 22-week military-style residential program during which our students are fed, clothed, and housed, attend academic and vocational classes amongst other activities at Camp Carroll.

The Alaska National Guard's Youth Corps is now conducting its sixth class. As a result of our first five classes, 275 young Alaskans have taken the opportunity to turn their lives around. At this time, 85 percent of our graduates are either in school or employed.

Due to strict federal and state accounting rules we must charge all visitors \$4.00 for lunch. In order to allow time for planning extra meals and scheduling presentations, please R.S.V.P. by December 13, 1996 by calling our recruiting office at 384-6015. For those calling from outside the Anchorage area, our toll-free number is 1-800-797-2267.

Sincerely;


GARY L PEDERSON

LTC(Ret) US ARMY

Director

12/9/96

12/9/96

12/9/96
384-6017

Angela Marie Meredith
4611 Juneau Street Apt.#19
Anchorage Alaska 99503
(907)562-9629



Legislative Body of Alaska

27. January 199

To Whom It May Concern:

I am writing to you in regard to the National Guard Youth Corps ChalleNGe Program funding. It is to my understanding that some of you have elected to fund the program and then there are those of you who have chosen not to. Your reasons being that you want to save money. When I heard this I knew I had to write a letter and ask what better ways do you have to spend money on? Why not use the money to help these teenagers that are making an effort to make it in this world? I have to tell you that it really disturbs me to hear that you do not think this program is worth it. You say that you want to save money but that money will end up being spent on these kids anyway. These kids will either end up on Welfare, States custody, McGlaughlin or some other state program. These kids will not only remain High School drop outs but they will not be able to support themselves on \$5.25 an hour. Without a higher education that is all they will make. I speak from experience. Let me enlighten you on a small part of my background.

From the age of 14-16 I was out of control. I was in and out of McGlaughlin Youth Center. I was institutionalized twice and the whole time I thought it was fun and games. My second time being institutionalized, my Probation Officer, Ernesto Alvarez told me about the Youth Corps Program And encouraged me to look in to it. I took his advice and I decided to join because through out my life I had always dreamt of becoming more than my parents who were both High School drop outs and teenage parents. I went through the program in (96-1) and changed my life completely. I now have my G.E.D., two skills tranings and a better out look on life. I currently live on my own and I am off probation. I am 17 years old and going places. I must remind you that the hand of the Youth Corps does not end on the day of graduation. it continues on for as long as you will allow it. I know this because for a while I struggled with family problems and the Youth Corps stood behind me all the way. If it were not for this program I do not know where I would be, but I do know that I would not have my G.E.D. or be in a better situation than I am in today. This program is the best thing that ever happened to me and it can also help a lot of other teenagers to reach their goals and dreams. I encourage you to think about it because this program is worth the time and money.

Please do not brush this off as another letter because it comes from my heart. I am a 17 year old girl fighting to save the program that fought to save me

Sincerely,

Angela Marie Meredith
Angela Marie Meredith

FISCAL NOTE

No. 1

STATE OF ALASKA
1997 LEGISLATIVE SESSION

Bill Version: SJR 7

BILL NO. (S) Publish Date: 1/24/97

Revision Date: _____ Dept Affected: Military and Veterans Affairs
 Title: Supporting continued funding of the Alaska BRU: Alaska National Guard
National Guard Youth Corps Challenge Prog Component: Youth Corps
 Sponsor: Senator Phillips
 Requestor: Senate State Affairs Component Serial No. _____

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: \$ none

POSITIONS

FIJLL-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)

Requests for funding of \$3.3M are in the FY 98 State Operating Budget of which \$3.1M is federal and \$250.0 is state general funds. Authorization and funding for this program is due to expire on September 30, 1997 on the federal level. Congress will be deliberating on continuation of this program during this Congressional session. Because authority to receive federal funds is requested in the operating budget, along with a request for a \$250.0 increment, there is no fiscal impact to this resolution.

Prepared by: Carol Carroll, Director Phone: 465-4730
 Division: Administrative Services Date: 22-Jan-97
 Approved by Commissioner: *Carol Carroll for* Date: 1/22/97
 Agency: Military and Veterans Affairs

SJR

14

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: February 27, 1997

FURTHER REFERRALS:

Date of Committee Action: 4/15/97

The STATE AFFAIRS Committee considered:

SJR 14

SENATE JOINT RESOLUTION NO. 14

SUPPORT FEDERAL CONCEALED GUN LEGISLATION

Relating to support for federal legislation permitting state concealed handgun permittees to carry concealed handguns in other states.

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

additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____ APPROVES PREVIOUS: (Dept/Date) _____
 fiscal note(s) _____ fiscal note(s) _____

zero fiscal note(s) _____ zero fiscal note(s) SEN STA

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Jeannette James</i>	/			
<i>J. K. ...</i>		✓		
<i>W. A. ...</i>			✓	
<i>Frank ...</i>	/			
<i>...</i>			✓	
<i>...</i>	✓			

CHAIR'S SIGNATURE *Jeannette James*



Official Business

Alaska State Legislature

Senate

**RICK
HALFORD**

State Capitol
Juneau, Alaska
99801-1182
Phone (907) 465-4958

P.O. Box 670190
Chugiak, Alaska 99567
Phone (907) 694-4958

600 E. Railroad Avenue
Wasilla, Alaska 99654
Phone (907) 376-4958

SPONSOR STATEMENT ***SJR 14***

Supporting federal legislation permitting state concealed handgun permittees to carry concealed handguns in other states.

SJR 14 is a resolution which would put Alaska on the record in support of H. R. 339, a bill currently being considered in the United States House of Representatives. This federal legislation, introduced by Congressman Cliff Stearns (R-Florida), would provide a national standard in accordance with which nonresidents of a state may carry certain concealed firearms.

In 1994 the Alaska Legislature joined the growing number of states which allow residents to carry concealed handguns for their personal protection and defense. In 1994 Alaska's citizens also *overwhelmingly* approved an amendment to our State Constitution which affirmed our *individual* right to keep and bear arms.

The need and desire for personal protection and defense does not end at the borders of the state of a person's residence. Unfortunately there is only limited reciprocity between the states in regard to the legal carry of concealed handguns. H. R. 339 would allow concealed handgun permittees of one state to carry concealed handguns in each of the other states.

Even though one might presume that the 2nd Amendment to the Bill of Rights would apply uniformly in all 50 states, a law abiding citizen faces a labyrinth of often confusing laws and regulations. H. R. 339 would help remedy this situation.

H. R. 339 is supported by the National Rifle Association of America, a grass roots organization which boasts 25,000 Alaskans among its membership.

1 OF 1 115 LINES
 VERSION As Introduced in the House
 • 105th CONGRESS
 1st Session

BILL H. R. 339
 TITLE To amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry certain concealed firearms in the State, and to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns.

 IN THE HOUSE OF REPRESENTATIVES
 JANUARY 7, 1997

Mr. Stearns (for himself, Mr. Bartlett of Maryland, Mr. Hostettler, and Mr. Barr of Georgia) introduced the following bill; which was referred to the Committee on the Judiciary

TEXT

A BILL
 To amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry certain concealed firearms in the State, and to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. NATIONAL STANDARD FOR THE CARRYING OF CERTAIN CONCEALED FIREARMS BY NONRESIDENTS.

(a) In General. - Chapter 44 of title 18, United States Code, is amended by inserting after section 926A the following:

'Sec. 926B. National standard for the carrying of certain concealed firearms by nonresidents

'(a) Notwithstanding any provision of the law of any State or political subdivision thereof, a person who is not prohibited by Federal law from possessing, transporting, shipping, or receiving a firearm and is carrying a valid license or permit which is issued by a State and which permits the person to carry a concealed firearm (other than a machinegun or destructive device) may carry in another State a concealed firearm (other than a machinegun or destructive device) that has been shipped or transported in interstate or foreign commerce, subject to subsection (b).

'(b) (1) If such other State issues licenses or permits to carry concealed firearms, the person may carry a concealed firearm in the State under the same restrictions which apply to the carrying of a concealed firearm by a person to whom the State has issued such a license or permit.

'(2) If such other State does not issue licenses or permits to carry concealed firearms, the person may not, in the State, carry a concealed firearm in a police station, in a public detentior facility, in a courthouse, in a public polling place, at a meeting of a State, county, or municipal governing body, in a school, at a professional or school athletic event not related to firearms, in a portion of an establishment licensed by the State to dispense alcoholic beverages for consumption on the premises, or inside the sterile or passenger area of an airport, except to the extent expressly permitted by State law.'

(b) Clerical Amendment. - The table of sections for such chapter is amended by inserting after the item relating to section 926A the

following:

'926B. National standard for the carrying of certain concealed firearms by nonresidents.'

SEC. 2. EXEMPTION OF QUALIFIED CURRENT AND FORMER LAW ENFORCEMENT OFFICERS FROM STATE LAWS PROHIBITING THE CARRYING OF CONCEALED HANDGUNS.

(a) In General. - Chapter 44 of title 18, United States Code, is amended by inserting after section 926B, as added by section 1(a) of this Act, the following:

'Sec. 926C. Carrying of concealed handguns by qualified current and former law enforcement officers

'(a) Notwithstanding any other provision of the law of any State or any political subdivision thereof, an individual who is a qualified law enforcement officer or a qualified former law enforcement officer and who is carrying appropriate written identification of such status may carry a concealed handgun.

'(b) As used in this section:

'(1) The term 'qualified law enforcement officer' means an officer, agent, or employee of a public agency who -

'(A) is a law enforcement officer;

'(B) is authorized by the agency to carry a firearm in the course of duty;

'(C) is not the subject of any disciplinary action by the agency; and

'(D) meets such requirements as have been established by the agency with respect to firearms.

'(2) The term 'qualified former law enforcement officer' means an individual who -

'(A) retired from service with a public agency as a law enforcement officer, other than for reasons of mental disability;

'(B) immediately before such retirement, was a qualified law enforcement officer;

'(C) has a nonforfeitable right to benefits under the retirement plan of the agency;

'(D) meets such requirements as have been established by the State in which the individual resides with respect to training in the use of firearms; and

'(E) is not prohibited by Federal law from receiving a firearm.

'(3) The term 'law enforcement officer' means an individual authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of any violation of law, and includes corrections, probation, parole, and judicial officers.

'(4) The term 'appropriate written identification' means, with respect to an individual, a document which -

'(A) was issued to the individual by the public agency with which the individual serves or served as a law enforcement officer; and

'(B) identifies the holder of the document as a current or former officer, agent, or employee of the agency.'

(b) Clerical Amendment. - The table of sections for such chapter is amended by inserting after the item added by section 1(b) of this Act the following:

'926C. Carrying of concealed handguns by qualified current and former law enforcement officers.'

(c) Effective Date. - The amendments made by this section shall

take effect 180 days after the date of the enactment of this Act.
END



NATIONAL RIFLE ASSOCIATION OF AMERICA
INSTITUTE FOR LEGISLATIVE ACTION
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(916) 446-2455

February 5, 1997

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

Dear Senator Halford,

On behalf of the over 25,000 members of the National Rifle Association of America (NRA) who reside in the State of Alaska, I commend your recognition of the importance of H.R. 339, currently pending in the 105th Congress. Let me take this opportunity to put the full support of the NRA membership behind your effort to pass SJR 14 through the Alaska State Legislature so the weight of your legislature can, in turn, be put behind H.R. 339.

H.R. 339 provides that concealed weapon permits issued to law-abiding citizens in one state would be recognized and valid while the holder of the permit is traveling through any other state. Just as valid drivers licenses allow motorists to travel interstate, so should concealed weapon permits allow law-abiding citizens to provide a means for defense of themselves and their families when they travel interstate.

There are currently fifteen states which provide some level of "reciprocity" for the recognition of concealed weapon permits issued by jurisdictions in other states. This patchwork approach to providing reciprocity generates confusion and uncertainty with respect to the varying laws. Additionally, it obviously treats law-abiding citizens from different jurisdictions very inequitably.

Thirty states currently have laws providing for the issuance of concealed weapon permits on a non-discretionary and non-discriminatory basis. Although concerns have typically been raised when these concealed weapon permit laws were proposed, generally that there would be increased violence and more firearm accidents, these predictions have not come to pass. Empirical evidence from every state which has given law-abiding citizens the legal ability to carry a means of self-protection has proven what you and we already knew: responsible law-abiding firearm owners are not a criminal threat and can be trusted!

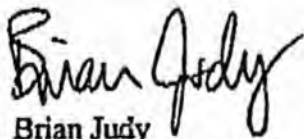
SJR 14

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Law-abiding citizens have shown, in Alaska and the other 29 states with fair and equitable right-to-carry laws, that they can handle the responsibility that goes along with carrying a firearm for self-defense. It is time for a national law which recognizes law-abiding citizens' right to bear arms for self-protection.

The NRA, again, offers strong support for SJR 14.

Sincerely,

A handwritten signature in cursive script that reads "Brian Judy".

Brian Judy
Alaska State Liaison



Official Business

Alaska State Legislature

Senate

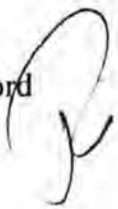
**RICK
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TO: Representative James, Chair
House State Affairs Committee

FROM: Senator Rick Halford 

DATE: 2/27/97

RE: Scheduling of SJR 14

I request that you schedule SJR 14, a resolution which supports H. R. 339, federal legislation which would provide interstate reciprocity for holders of concealed weapons permits. Please do not hesitate to contact me if you have any questions.

FISCAL NOTE

No. 1

Bill Version: STR14

(S) Publish Date: 2/14/97

STATE OF ALASKA
1997 LEGISLATIVE SESSION

Revision Date 2/5/97
 Title Support Federal Concealed Gun Legislation
 Sponsor HALFORD, Green, Taylor
 Requester _____

Dept. Affected _____
 BRU _____
 Component _____
 Component Serial No. _____

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES []						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
1091 Designated Program Receipts						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 This resolution will have no fiscal impact.

Prepared by Senate State Affairs
 Division _____
 Approved by Senator Lyda Green, Chair *[Signature]*
 Agency _____

Phone 485-4522
 Date _____
 Date 2/12/97

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