

ALASKA LEGISLATURE COMMITTEE FILES 1997-1998 86/2

9554 SENATE • JUDICIARY

199

CONFIRM.:
CUTLER AND
WHEELER,
VIOLENT
CRIMES



LOUISIANA CUTLER

Born April 3, 1956

B.A., with distinction, Yale University, 1978

J.D., Northeastern University, 1990

Admitted to Bar: Alaska; U.S. District Court for the District of Alaska

Email: cutlerl@prestongates.com

Partner

Louisiana ("Louann") Cutler has a general civil litigation practice in which she handles complex commercial disputes, oil and gas tax disputes, employment law and other cases. She also advises nonprofit organizations in Alaska. She has been the Vice President of the Board of Abused Women's Aid in Crisis ("AWAIC") since 1992, and was recently appointed by the Governor to the Violent Crimes Compensation Board.

Her experience prior to joining the firm includes working as Special Assistant to Senator Al Adams from 1982 to 1987, who was at that time a Representative and Chair of the House Finance Committee. As Special Assistant, Ms. Cutler analyzed legislation in the House Finance Committee, and supervised and prepared numerous reports on various topics including oil and gas industry tax reform, impact on local communities of proposed oil and gas development in the Arctic National Wildlife Refuge, and funding problems of the health care system for Alaska Natives.

Ms. Cutler also served as Legislative Aide to Representative Thelma Buchholdt from 1980 to 1982. In addition to researching Representative Buchholdt's personal legislation, Ms. Cutler also served as a House HESS Committee assistant. In this capacity, she supervised and assisted in the drafting and research of a report assessing the performance and funding needs of Alaska's community college system.

LOUANN CUTLER

Associate Attorney
Preston Gates & Ellis
Anchorage, Alaska

EDUCATION

Yale University, B.A. with honors, 1978
Northeastern University School of Law, J.D., 1990

BAR ASSOCIATIONS AND ADMISSIONS TO PRACTICE

Alaska Bar Association
American Bar Association
State of Alaska
U.S. District Court for the District of Alaska

PROFESSIONAL EXPERIENCE

1990 to Present: Preston Gates & Ellis. General litigation practice emphasizing oil and gas tax and employment litigation.

1982 to 1987: Special Assistant to Senator Al Adams (then, Representative and Chair, House Finance Committee). Conducted policy, fiscal, and political analysis of all legislation in the House Finance Committee. Supervised and participated in research and drafting of numerous projects, reports, and studies on various topics including oil and gas industry tax reform, impact on local communities of proposed oil and gas development in the Arctic National Wildlife Refuge, and funding problems of the health care system for Alaska Natives. Supervised and participated in drafting of all tax legislation under consideration by the House Finance Committee, including a proposal to reinstate the oil and gas separate accounting income tax and a proposal to change the economic limit factor calculation. Analyzed all oil and gas royalty legislation for the Committee, including numerous resolutions to approve contracts for disposal of state royalty gas.

1980 to 1982: Legislative Aide to Representative Thelma Buchholdt. Researched and drafted Representative Buchholdt's personal legislation such as a bill to expand the state's day care assistance program. Supervised and assisted in the drafting and research of a report assessing the performance and funding needs of Alaska's community college system.

1979 to 1980: Performed a variety of administrative functions for the Law Offices of William T. Council (formerly Carpeneti & Council).





OFFICIAL BUSINESS

Alaska State Legislature
Senate
Office of the Secretary

STATE CAPITOL
JUNEAU, ALASKA 99801-1182
(907) 465-3701
FAX: 465-2832

February 13, 1997

MEMORANDUM

TO: Senator Taylor, Chair
Judiciary Committee

FROM: Nancy Quinto *NQ*
Secretary of the Senate

SUBJECT: Governor's Confirmations

Pursuant to AS 39.05.080, President Miller has referred the following names for legislative confirmation to your committee for a hearing, recommendation and report:

Commission on Judicial Conduct

Dianne I. Brown - Anchorage
Appointed: 09/11/96 Expires: 12/31/98

Violent Crimes Compensation Board

Louann Cutler - Anchorage
Appointed: 01/02/97 Expires: 12/15/99
Leslie D. Wheeler - Wasilla
Appointed: 05/15/96 Expires: 12/15/98

Alaska Workers' Compensation Board

Valerie K. Baffone - Anchorage
Appointed: 11/08/96 Expires: 07/01/97
John Giuchici - Fairbanks
Appointed: 10/10/91 Reappointed: 07/15/93, 06/25/96 Expires: 07/01/99
Steve Hagedorn - Anchorage
Appointed: 08/19/91 Reappointed: 07/01/93, 06/25/96 Expires: 07/01/99
Harriet M. Lawlor - Anchorage
Appointed: 07/20/95 Reappointed: 06/25/96 Expires: 07/01/99
Shawn Pierre - Chugiak
Appointed: 11/08/96 Expires: 07/01/97

NQ:hv
Resumes attached

ALASKA STATE LEGISLATURE



Sen. Robin Taylor, Chair
Sen. Drue Pearce, Vice Chair
Sen. Mike Miller
Sen. Sean Parnell
Sen. Johnny Ellis

State Capitol
Juneau, AK 99801-1182
(907) 465-3717
Fax: (907) 465-3922

Senate Judiciary Committee

REPORT ON CONFIRMATION OF APPOINTMENTS

March 14, 1997

The Honorable Mike Miller
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

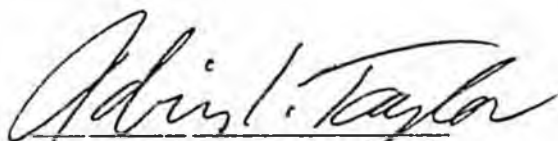
Dear President Miller:

In accordance with AS 39.05.080, the Senate Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Violent Crimes Compensation Board Louisiana Cutler-- Anchorage

There were no stated objections to the named individual. However, this does not reflect an intent by any of the members to vote for or against the appointment during any further sessions.

Respectfully,



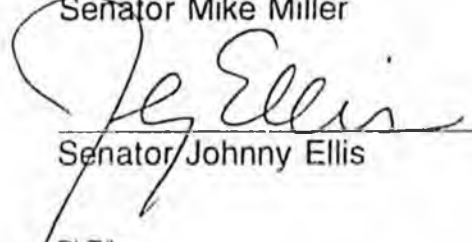
Senator Robin Taylor, Chair

Senator Drue Pearce, Vice Chair



Senator Sean Parnell

Senator Mike Miller



Senator Johnny Ellis

RLT/lc

ALASKA STATE LEGISLATURE



Sen. Robin Taylor, Chair
Sen. Drue Pearce, Vice Chair
Sen. Mike Miller
Sen. Sean Parnell
Sen. Johnny Ellis

State Capitol
Juneau, AK 99801-1182
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Senate Judiciary Committee

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March 14, 1997

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State Capitol
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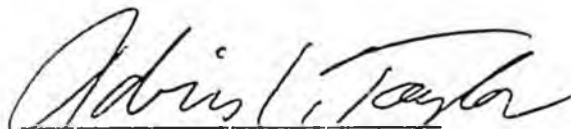
Dear President Miller:

In accordance with AS 39.05.080, the Senate Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Violent Crimes Compensation Board
Leslie D. Bogda Wheeler-- Wasilla

There were no stated objections to the named individual. However, this does not reflect an intent by any of the members to vote for or against the appointment during any further sessions.

Respectfully,



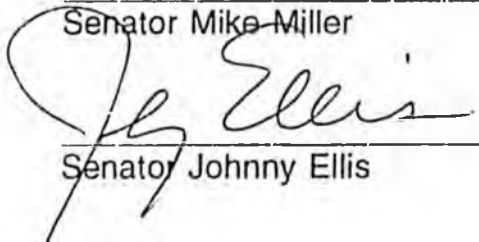
Senator Robin Taylor, Chair

Senator Drue Pearce, Vice Chair



Senator Sean Parnell

Senator Mike Miller



Senator Johnny Ellis

RLT/lc

Violent Crimes Compensation Board

Leslie D. Bogda Wheeler
 P.O. Box 878885
 Wasilla, Alaska 99687
 (907) 376-9119

-
- OBJECTIVE:** An active leadership role in the field of violent crime prevention.
- EDUCATION:** Master of Business Administration, Alaska Pacific University, 1995. Bachelor of Social Work, University of Alaska Anchorage, 1984.
- RELATED EXPERIENCE:**
- Graduate Assistant to the Director of the Management Department of Alaska's largest private university. Work included program and curriculum development; creation and production of program related marketing documents; interviews with potential students, adjunct professors and office staff; development of accreditation statistics and documents; participation in related staff and faculty meetings.
- Successfully secured finances and assisted partner with purchase and development of raw land and materials for residential construction and sale.
- Executive Director of a multi-service, nonprofit, domestic violence and sexual assault agency and twenty-bed shelter. With the help of a dedicated board and staff, developed the organization into a viable community resource which directly served more than 4,300 clients a year. Worked closely with community organizations to develop awareness of domestic violence, child sexual abuse, and sexual assault, and to develop appropriate services for victims and their families. Brought financial status of agency from significant budget deficit to \$20,000 fund balance. Developed budgets and oversaw more than one million dollars annually in fund accounts with outstanding annual audits. Secured funding for operations and capital projects. Oversaw development and construction of facilities. Worked closely with the Council on Domestic Violence and Sexual Assault and the Alaska Network on Domestic Violence and Sexual Assault.
- As Kitchen Manager and Nutritionist at the largest domestic violence shelter in Alaska, developed the new position to meet program needs. Conducted group meetings, counseled women, purchased supplies, supervised planning and preparation of 2,700 meals monthly.
- Developed tutoring program for students in an innovative alternative high school to help them graduate with a high school diploma. Some students experienced disabilities, others were socially disadvantaged; the extra attention to their special needs increased their opportunity for success.
- OTHER INTERESTS:** Gardening and thinking.
- REFERENCES:** Upon request.

CONFIRM.:

J. FELDMAN

COMM. ON

JUDICIAL

CONDUCT

ALASKA STATE LEGISLATURE



Sen. Robin Taylor, Chair
Sen. Drue Pearce, Vice Chair
Sen. Mike Miller
Sen. Sean Parnell
Sen. Johnny Ellis

State Capitol
Juneau, AK 99801-1182
(907) 465-3717
Fax: (907) 465-3922

Senate Judiciary Committee

REPORT ON CONFIRMATION OF APPOINTMENTS

APRIL 17, 1998

The Honorable Mike Miller
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

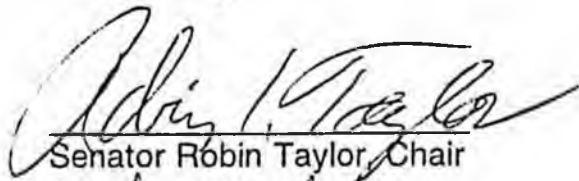
Dear President Miller:

In accordance with AS 39.05.080, the Senate Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Commission on Judicial Conduct
Jeffrey M. Feldman, Esq. - Anchorage

There were no stated objections to the named individual. However, this does not reflect an intent by any of the members to vote for or against the appointment during any further sessions.

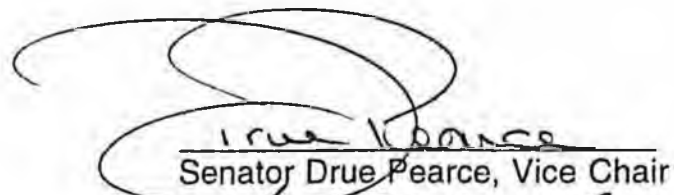
Respectfully,




Senator Robin Taylor, Chair



Senator Mike Miller



Senator Drue Pearce, Vice Chair



Senator Sean Parnell

Senator Johnny Ellis



OFFICIAL BUSINESS

Alaska State Legislature

Senate

Office of the Secretary

STATE CAPITOL ROOM 213
JUNEAU, ALASKA 99801-1182
(907) 465-3701
FAX: 465-2832
EMAIL: senate_secretary@Legis.state.ak.us

February 9, 1998

MEMORANDUM

TO: Senator Taylor, Chair
Judiciary Committee

FROM: Nancy Quinto *NQ*
Secretary of the Senate

SUBJECT: Governor's Confirmations

Pursuant to AS 39.05.080, President Miller has referred the following names for legislative confirmation to your committee for a hearing, recommendation and report:

Alcoholic Beverage Control Board

Toni L. Jackson - Copper Center
Appointed: 08/27/97 Expires: 01/31/00

Commission on Judicial Conduct

Jeffrey M. Feldman, Esq. - Anchorage
Appointed: 09/01/93 Reappointed: 07/16/97 Expires: 04/28/01

Alaska Judicial Council

Mary Matthews - Fairbanks
Appointed: 05/19/97 Expires: 05/18/03

Violent Crimes Compensation Board

Carol L. Alley, M.D. - Ketchikan
Appointed: 12/01/95 Reappointed: 01/21/98 Expires: 12/15/00

NQ:kv
Resume attached

JEFFREY M. FELDMAN
Biographical Information

Personal: Born November 8, 1949, Providence, R.I.; Married (Marjorie), two children (Peter and James)

Education: Northeastern University (B.A. with honors, 1972; J.D., 1975)

Bar Admissions: Alaska, Rhode Island, Ninth U.S. Circuit Court of Appeals, United States Supreme Court

Law Practice: Young & Feldman, 1990-present (trial and appellate practice, emphasis on personal injury and complex civil and criminal litigation)

Gilmore & Feldman, 1978-1990

Alaska Public Defender Agency, 1976-1978

Law Clerk, Alaska Supreme Court (1975-76)

Awards: United States District Court Public Service Award (1987, 1995)
ACLU Public Service Award (1993)

Professional Offices/Appointments:

- Chairman and Commissioner, Alaska Commission on Judicial Conduct (1993-present)
- President & Board of Governors, Alaska Academy of Trial Lawyers (1993-present)
- President & Board of Governors, Alaska Bar Association (1986-1992)
- Member, Governor's Task Force on Civil Liability reform (1996)
- Chairman, Alaska Supreme Court Standing Criminal Rules Committee (1984-1989)
- Reporter, Civil Justice Reform Act of 1990 Advisory Panel for the District of Alaska (1991-1994)
- Alaska Supreme Court Committee on Pattern Jury Instructions (1979-1985)
- Alaska Committee of Bar Examiners (1981-1986)
- Judicial Screening & Evaluation Committees, Judicial Conference of the Ninth U.S. Circuit Court of Appeals (1983-1987)
- Director of the National Council, Northeastern University, Boston, Massachusetts (1994 to present)

Professional Memberships:

- | | |
|--|--|
| American Academy of Appellate Lawyers | American Law Institute |
| Alaska Academy of Trial Lawyers | Association of Trial Lawyers of American |
| Board of Trial Advocates | American Judicature Society |
| National Association of Criminal Defense Lawyers | |
| American, Alaska, Anchorage, & Rhode Island Bar Associations | |

CONFIRM.:

E. GRANGER

SELECT

COMM. ON

LEG. ETHICS

ALASKA STATE LEGISLATURE



Sen. Robin Taylor, Chair
Sen. Druc Pearce, Vice Chair
Sen. Mike Miller
Sen. Sean Parnell
Sen. Johnny Ellis

State Capitol
Juneau, AK 99801-1182
(907) 465-3717
Fax: (907) 465-3922

Senate Judiciary Committee

REPORT ON CONFIRMATION OF APPOINTMENTS

February 11, 1998

The Honorable Mike Miller
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

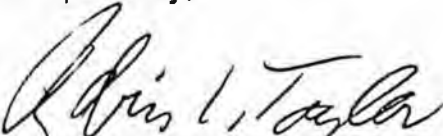
Dear President Miller:

In accordance with AS24.60.130, the Senate Judiciary Committee reviewed the following with regard to confirmation of the appointments of the Chief Justice

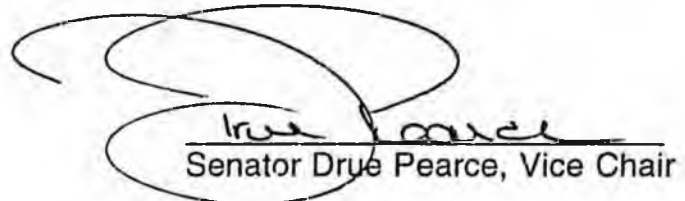
Select Committee on Legislative Ethics Ed Granger--Anchorage

There were no stated objections to the named individual. However, this does not reflect an intent by any of the members to vote for or against the appointment during any further sessions.

Respectfully,


Senator Robin Taylor, Chair


Senator Mike Miller


Senator Druc Pearce, Vice Chair

Senator Sean Parnell

Senator Johnny Ellis

RLT/lc



OFFICIAL BUSINESS

Alaska State Legislature
Senate
Office of the Secretary

STATE CAPITOL
JUNEAU, ALASKA 99801-1182
(907) 465-3701
FAX: 465-2832

January 27, 1998

MEMORANDUM

TO: Senator Taylor, Chair
Judiciary Committee

FROM: Nancy Quinto *NQ*
Secretary of the Senate

SUBJECT: Governor's Confirmations

President Miller has referred the following appointments for legislative confirmation to your committee for a hearing, recommendation and report:

Select Committee on Legislative Ethics

Ed Granger - Anchorage - Reappointment
Dennis E. Cook - Fairbanks - Appointment

Attachment

NQ/hv



Official Business

Alaska State Legislature

SENATE

State Capitol
Juneau, AK 99801-1182

REPORT ON CONFIRMATION OF APPOINTMENTS

February 11, 1998

The Honorable Mike Miller
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

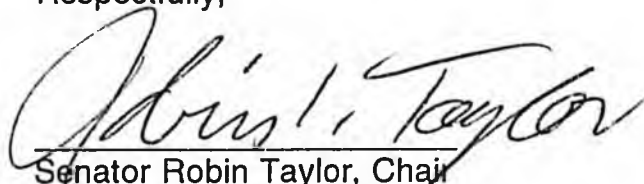
Dear President Miller:

In accordance with AS 39.05.080, the Senate Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

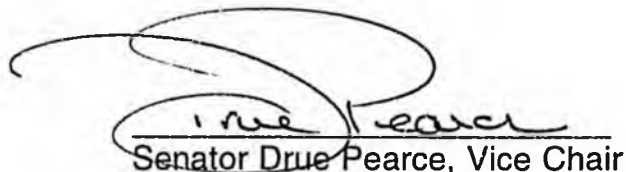
Select Committee on Legislative Ethics
Ed Granger--Fairbanks ANCHORAGE

There were no stated objections to the named individual. However, this does not reflect an intent by any of the members to vote for or against the appointment during any further sessions.


Respectfully,



Senator Robin Taylor, Chair



Senator Drue Pearce, Vice Chair



Senator Mike Miller

Senator Sean Parnell

Senator Johnny Ellis

RLT/lc



WARREN W. MATTHEWS
CHIEF JUSTICE

Alaska Supreme Court

303 K STREET
ANCHORAGE, ALASKA
99501-2003

(907) 264-0818
FAX (907) 264-0878

December 3, 1997

The Honorable Gail Phillips
Speaker of the House
716 West Fourth Avenue, Suite 620
Anchorage, AK 99501-2133

The Honorable Mike Miller
President of the Senate
716 West Fourth Avenue, Suite 500
Anchorage, AK 99501-2133


Dear Speaker Phillips and President Miller:

I have reappointed Ed Granger and appointed Dennis Cook to serve full terms on the Select Committee on Legislative Ethics. Their addresses and phone numbers are listed below.

Ed Granger
931 Lighthouse Court
Anchorage, AK 99515
phone: (907) 345-6462
fax: (907) 345-4226

Dennis E. Cook
Cook, Schuhmann & Groseclose
714 4th Avenue, Suite 200
Fairbanks, AK 99701-4470
phone: (907) 452-1855
fax: (907) 452-8154

Very truly yours,


Warren W. Matthews
Chief Justice

cc: Ed Granger
Dennis E. Cook
Susan Barnett, Staff, Select Committee on Legislative Ethics

WWM/sbp

Subject: Mathews FAX

From: barbgranger@compuserve.com ("Ed & Barbara Granger") at CC2MHS1 11/8/97 11:55 AM

To: Ethics Committee at LAA_ANC

To: ethics committee@Legis.Alaska at CC2MHS1

Susie:

Here's a copy of the FAX I just sent to the Chief Justice:
/eg/7 Nov 97/1100 hrs

+++++

Ed Granger, P.E.; R.L.S.
(907/345-6462)
931 Lighthouse Ct
Anchorage, AK 99515
e:-Mail: INTERNET:barbgranger@compuserve.com

Education: Montana State University - BSCE -

Work History:

96 to Date RE/MAX Realtor with RE/MAX Properties, Anchorage.
Owner/Shareholder with RE/MAX of Southern Africa; Hdqrs in Cape Town,
regional offices in Durban and Jo'Burg with 61 offices throughout southern
Africa.

87 - 96 USAF, Alaskan Command - Project Manager - Elmendorf.
Senior Air Force manager for multiple projects designed and constructed
under the Military Construction Program. Project costs ranged from \$2M to
\$140M.

84 - 87 Tippets, Adams, McCarthy, and Stratton (TAMS) Engrs - Vice
President/Alaska Manager/Senior Engineer - Anchorage, AK. TAMS is an
world-wide engineering and planning firm with 800+/- professional staff;
Anchorage office peaked at 21 engineers/planners.

76 - 84 International Civil Aviation Organization (ICAO); Montreal,
Canada - Project Manager/Senior Engineer - Duty stations were in Saudi
Arabia and Africa, 4 years at each location constructing new international
airports.

75 - 76 Arizona DOT - Senior Transportation Engineer - Phoenix, AZ.

64 - 75 Alaska Dept. of Public Works/Division of Aviation -
Director of Aviation - State of Alaska.

59 - 63 Montana Aeronautics Commission - State Airport Engineer -
Helena.

Background information:

O Director: Chugach Electric Association - elected - (three years
through 1994)

O Ethics: Member, Select Committee for Alaska Legislative Ethics -
appointed - (Initial two year term ended in 1993; in 1995 the Alaska House
and Senate approved a second three year term. Appointment & term extension

E.D GRANGER, PROFESSIONAL ENGINEER

EDUCATION: Montana State University, BSCE

REGISTRATION: Professional Engineer/Registered Land Surveyor in AK, AZ, MT, & WY.

EXPERIENCE:

1986 - Date Project Manager, Alaskan Air Command. Projects managed:

- o Over the Horizon Backscatter Kadar System; \$350M
- o New Elmendorf AFB Hospital (125 beds); \$160M
- o King Salmon Apron & Combat Alert Hangar rehab; \$21M
- o Elmendorf Aircraft Support Facility; \$3M
- o Shemya AFB POL Water System, Phase I; \$12M
- o Shemya AFB Water System, Phase II; \$4M
- o Shemya AFB POL Storage Tanks; \$10M
- o Elmendorf Air Freight Terminal; \$11M
- o Underground Storage Tank Removal Projects @ SHE/GAL/AKN/EDF
- o Seven building/utility projects at EIL/GAL/AKN/SHE.

1984 - 1986 Vice President/AK Regional Manager, TAMS Engineers and Planners. Senior Engineer for design and construction supervision of aviation civil and building works projects. Senior Alaska TAMS representative for a 20 man multidiscipline planning and engineering office. Team leader for multiple planning studies including the Whittier Access Study (1986). Projects for Anchorage International Airport: Fire Rescue Facility; Domestic Airport Terminal Expansion; Roadway and Parking Lot Expansion. Other projects: master plans for eight Alaska airports; Port of Anchorage projects (2).
- Reason for leaving: AK office closed.

1977 - 1984 Project Manager/Aviation Advisor, International Civil Aviation Organization (ICAO), Canada. SAUDI ARABIA (77 -80) and AFRICA (80 - 84). Team leader/senior engineer for 30 multidiscipline/multinational professional staff assigned to Saudi Arabian Government, Presidency of Civil Aviation. Supervised design/construction effort for three (3) new five billion dollar airports to serve the cities of Jeddah, Riyadh, and Dharhan. Upon reassignment, Jeddah was 99% complete, Riyadh was 50% complete, and Dharhan was 10% complete. PROMOTED in 1980 to Mission Chief to survey, design, and construct nine airports in Africa. All airports included development from land acquisition to completed facility. Of these nine airports, one was designed to accommodate multiple B-707/B-757 aircraft. All airports operational upon my departure from duty station.
- Reason for leaving: Mission complete.

1975 - 1977 Senior Transportation Engineer, State of Arizona. Manager for aviation capital works planning, programming, and budgeting. Team leader/author for Arizona State Rail Plan and State Aviation Plan.
- Reason for leaving: to accept ICAO post.

1964 - 1975 Director of Aviation, State of Alaska (71-75); Sr. Planning Engineer (67-70); International Airports Engineer (64-66).
- Reason for leaving: political position; resignation accepted by Gov Hammond.

Expert computer skills, type 65+ wpm. Presently Director, Chugach Electric Assoc. Pilot: Airline Transport Pilot, MEL/SEL/SES, Helicopter; CFI/A&I (Jan 94).

CONFIRM.:

T. JACKSON

ALCOHOL

BEV. CNTRL.

BOARD



OFFICIAL BUSINESS

Alaska State Legislature
Senate
Office of the Secretary

STATE CAPITOL, ROOM 213
JUNEAU, ALASKA 99801-1182
(907) 465-3701
FAX: 465-2832
EMAIL: senate_secretary@Legis.state.ak.us

February 9, 1998

MEMORANDUM

TO: Senator Taylor, Chair
Judiciary Committee

FROM: Nancy Quinto *NQ*
Secretary of the Senate

SUBJECT: Governor's Confirmations

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Toni L. Jackson - Copper Center
Appointed: 08/27/97 Expires: 01/31/00

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Jeffrey M. Feldman, Esq. - Anchorage
Appointed: 09/01/93 Reappointed: 07/16/97 Expires: 04/28/01

Alaska Judicial Council

Mary Matthews - Fairbanks
Appointed: 05/19/97 Expires: 05/18/03

Violent Crimes Compensation Board

Carol L. Alley, M.D. - Ketchikan
Appointed: 12/01/95 Reappointed: 01/21/98 Expires: 12/15/00

NQ:kw
Resume attached

ALASKA STATE LEGISLATURE



Sen. Robin Taylor, Chair
Sen. Drue Pearce, Vice Chair
Sen. Mike Miller
Sen. Sean Parnell
Sen. Johnny Ellis

State Capitol
Juneau, AK 99801-1182
(907) 465-3717
Fax: (907) 465-3922

Senate Judiciary Committee

REPORT ON CONFIRMATION OF APPOINTMENTS

APRIL 17, 1998

The Honorable Mike Miller
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

Dear President Miller:

In accordance with AS 39.05.080, the Senate Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Alcoholic Beverage Control Board
.....Toni L. Jackson - Copper Center

There were no stated objections to the named individual. However, this does not reflect an intent by any of the members to vote for or against the appointment during any further sessions.

Respectfully,

Handwritten signature of Robin Taylor in cursive.

Senator Robin Taylor, Chair

Handwritten signature of Mike Miller in cursive.

Senator Mike Miller

Handwritten signature of Johnny Ellis in cursive.

Senator Johnny Ellis

Senator Drue Pearce, Vice Chair

Handwritten signature of Sean Parnell in cursive.

Senator Sean Parnell

**AHTNA, INC.
CANDIDATE INFORMATION SHEET**

BOARDS & COMMISSIONS

MAR 20 1997

Candidate's Name: JACKSON, Toni Lee

Current Board Member: NO

PERSONAL

Address: P.O. BOX 165, Copper Center, AK 99573

Home Phone: (907) 822-5458

Age: 34 Date of Birth: 09/21/62 Place of Birth: Glennallen, AK

Female, ¼ Athabaskan

Family: Single Parent, (4) Four Children, Tony, Herman II, (PUMPKIN) Sylvia Dawn and Emery Jackson

PREVIOUS BOARD SERVICE

Board Member Before: NO

Committees and Offices on Board: Served on the Native Village of Kluti-Kaah Shareholder Committee,

OTHER AFFILIATIONS

Served on the CRNA Board of Directors as a Secretary and Kluti-Kaah Director
Native Village of Kluti-Kaah Board Member,
Currently Tribal Court Judge for the Native Village of Kluti-Kaah, and serving on the NVKK Child Protection Team,
Served on the Copper River Community Mental Health Advisory Board
Currently a Licensed Foster Parent for the State of Alaska
Currently CO - Chair on the State and Tribal Collaboration Group
Served on the Kluti-Kaah Head Start Committee
Served on the Village Safe Water Board
Currently Serving on the ARANDAP Board

EMPLOYMENT BACKGROUND

Current Occupation: Deputy Director

Company: Copper River Community Mental Health Center
Address: Drawer H, Copper Center, AK 99573 Phone: (907) 822-5241 Ext. 227

Five Year Work History:

Began working at the age of 13 with the Village of Copper Center, had many different jobs, with in the last 2 years I have been working with Copper River Community Mental Health Center, and going to school to further my education, I am working and going to school to complete my Associates of Applied Science Degree with PWSCC,

I have worked with CRNA under many different positions, from the Community Health Aide, Fee Agent, Emergency Fire Fighter Tech II, Homemaker, Transport Driver, on call secretary and janitor.

I have also worked for the Native Village of Kluti-Kaah as the Indian Child Welfare Act Administrator, Bookkeeper, Secretary, Director of the Day Care and on call positions as needed.

I have worked for Ahtna Inc. and its subsidiaries as a Receptionist, Maintenance Helper, Driver, Secretary and Labor.

LEGAL DATA

Relationships to Current Board Members, Nominees or Executive Officers of Ahtna, Inc. or Ahtna Subsidiaries (person, title & relationship)

Arnold K. Lincoln, Uncle
John Craig, Uncle
Shirley Miller, Aunt

Carol Craig - Aunt
Nick Jackson - Uncle

Are You Party to Any Lawsuit? NO

Have You Ever Been Convicted of a Felony? NO

Do You Work for Ahtna, Inc. or an Ahtna Subsidiary? NO

Do You Have Any Financial Transactions With Ahtna, Inc. or an Ahtna Subsidiary Exceeding \$20,000? NO

Candidate's Signature: _____ Date: _____

CONFIRM:

MATTHEWS

ALASKA

JUDICIAL

COUNCIL

ALASKA STATE LEGISLATURE



Sen. Robin Taylor, Chair
Sen. Drue Pearce, Vice Chair
Sen. Mike Miller
Sen. Sean Parnell
Sen. Johnny Ellis

State Capitol
Juneau, AK 99801-1182
(907) 465-3717
Fax: (907) 465-3922

Senate Judiciary Committee

REPORT ON CONFIRMATION OF APPOINTMENTS

APRIL 17, 1998

The Honorable Mike Miller
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

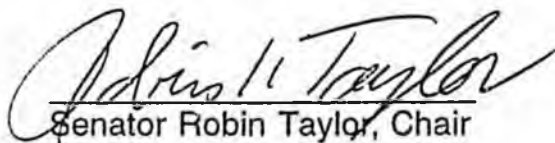
Dear President Miller:

In accordance with AS 39.05.080, the Senate Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Alaska Judicial Council
Mary Matthews, Fairbanks

There were no stated objections to the named individual. However, this does not reflect an intent by any of the members to vote for or against the appointment during any further sessions.

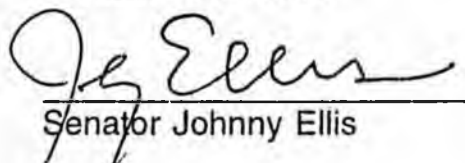
Respectfully,



Senator Robin Taylor, Chair

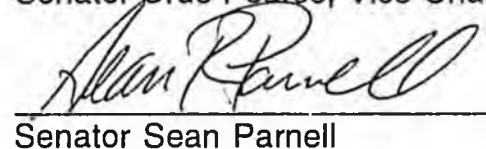


Senator Mike Miller



Senator Johnny Ellis

Senator Drue Pearce, Vice Chair



Senator Sean Parnell



OFFICIAL BUSINESS

Alaska State Legislature
Senate
Office of the Secretary

STATE CAPITOL ROOM 213
JUNEAU, ALASKA 99801-1182
(907) 465-3701
FAX: 465-2832
EMAIL: senate_secretary@Legis.state.ak.us

February 9, 1998

MEMORANDUM

TO: Senator Taylor, Chair
Judiciary Committee

FROM: Nancy Quinto *NQ*
Secretary of the Senate

SUBJECT: Governor's Confirmations

Pursuant to AS 39.05.080, President Miller has referred the following names for legislative confirmation to your committee for a hearing, recommendation and report:

Alcoholic Beverage Control Board

Toni L. Jackson - Copper Center
Appointed: 08/27/97 Expires: 01/31/00

Commission on Judicial Conduct

Jeffrey M. Feldman, Esq. - Anchorage
Appointed: 09/01/93 Reappointed: 07/16/97 Expires: 04/28/01

Alaska Judicial Council

Mary Matthews - Fairbanks
Appointed: 05/19/97 Expires: 05/18/03

Violent Crimes Compensation Board

Carol L. Alley, M.D. - Ketchikan
Appointed: 12/01/95 Reappointed: 01/21/98 Expires: 12/15/00

NQ:kw
Resume attached

1

MARY MATTHEWS

3872 Frenchman Road
Fairbanks, Alaska 99709
(907) 455-6311

RESUME

EMPLOYMENT

1992 - Present

Executive Director, Literacy Council of Alaska. Responsible for grant writing and compliance, program and staff management, fundraising, community and public relations, and interagency collaborations. Oversees several federal and state grants including fiscal and program requirements.

1990 - 1992

Executive Director, Women in Crisis - Counseling and Assistance, 717 Ninth Avenue, Fairbanks, Alaska 99701. Responsibilities include system management and fundraising, program development and management, staff supervision, and community relations.

1985 - 1989

Advocate and Training Coordinator, Women in Crisis-Counseling and Assistance, 717 Ninth Avenue, Fairbanks, Alaska 99701. Responsibilities include staff supervision, staff orientation and training, public relations (newsletters, brochures, news releases, flyers and other media), group facilitation, counseling women in transition, managing the volunteer program, agency networking, assisting with grant writing and management, and program management.

1984 - 1985

Counselor Advocate, Women in Crisis-Counseling and Assistance. Responsibilities include crisis counseling and individual counseling for domestic violence and sexual assault victims.

1982 - 1983

Substitute Librarian, Fairbanks North Star Borough School District, secondary and elementary libraries.

1979 - 1981

Manager, Cooperative Garage of Rockland Company, West Nyack, New York. Responsibilities included fiscal and corporate management of a non-profit corporation, staff recruitment and supervision, member relations, working with a Board of Directors, writing proposals and conducting workshops.

1972 - 1977

State Library Coordinator, Northern Region, Fairbanks, Alaska. Responsibilities included working with small communities in Northern Alaska to develop library services, promoting library networking, designing and developing alternative library materials for use by Alaska Natives and non-English speaking public, conducting workshops and trainings, consulting with community library staffs and Boards of Directors, writing proposals, and doing public relations.

1966 - 1972

Assistant Professor of Library Science and Head of the Catalog Department, UA Library.

EDUCATION

MA in Community Psychology, UAF, 1987
MS in Library Science, Columbia University, 1966
BA in History, University of Rochester, 1965

SELECTED TRAININGS & CONFERENCES

1996

Getting on Board with Your Board, Volunteer Action Center training, Fairbanks, AK.
Diversity and Motivation Training, Professional Development Conference, Anchorage, AK.

1995

Fundraising Strategies, Pamela Davis, UAF Foundation Board/Retreat, Fairbanks, AK.
US DOE & National Alliance for Business JOBS conference, Anchorage, AK.
Seven Intelligences Training, Professional Development Conference, Anchorage, AK.
Grant Writing Institute, Alaska Funding Exchange

1994

Uniting Through Diversity. Literacy Volunteers of America national conference, San Diego, CA.
Transitions: Building Partnerships Between Literacy Volunteer and Adult Education Programs, Washington, DC.

PROFESSIONAL INVOLVEMENTS

United Way Agency Directors Liaison, Chairperson, 1997-
United Way Board of Directors, Selection Committee
Arctic Alliance for People Executive Committee, past president
Alaska Adult Education Association Legislative Committee, Chair, 1995-
COMPASS, State of Alaska school community collaboration, 1997-
Chamber of Commerce Education Committee

MEMBERSHIPS IN ORGANIZATIONS AND BOARDS

Alaska Women's Political Caucus
Nordic Ski Club
Women In Crisis Counseling and Assistance
Northern Alaska Environmental Organization
University of Alaska Alumni Association
PTA's for Ryan and West Valley Schools
International Training in Communication (ITC)

REFERENCES

Rosalind Kan, President
Literacy Council Board of Directors
2568 Talkeetna Ave, Fairbanks, AK 99709
(907) 474-0908 (work)

Grace Schaible, Attorney
PO Box 61560, Fairbanks, AK 99706
(907) 452-1136

Connie Munro
Adult Basic Education Supervisor, Department of Education
PO Box F, Juneau, AK 99811
(907) 465-8714

CONFIRM.:
E. STATON
COMM. ON
JUDICIAL
CONDUCT



OFFICIAL BUSINESS

Alaska State Legislature
Senate
Office of the Secretary

STATE CAPITOL
JUNEAU, ALASKA 99801-1182
(907) 485-3701
FAX: 485-2832

March 10, 1997

MEMORANDUM

TO: Senator Taylor, Chair
Judiciary Committee

FROM: Nancy Quinto *NQ*
Secretary of the Senate

SUBJECT: Governor's Confirmations

Pursuant to AS 39.05.080, President Miller has referred the following name for legislative confirmation to your committee for a hearing, recommendation and report:

Commission on Judicial Conduct

Ethel Staton - Sitka

Appointed: 03/04/97

Expires 12/31/00

NQ:hv
Resume attached

ALASKA STATE LEGISLATURE



Sen. Robin Taylor, Chair
Sen. Drue Pearce, Vice Chair
Sen. Mike Miller
Sen. Sean Parnell
Sen. Johnny Ellis

State Capitol
Juneau, AK 99801-1182
(907) 465-3717
Fax: (907) 465-3922

Senate Judiciary Committee

REPORT ON CONFIRMATION OF APPOINTMENTS

March 26, 1997

The Honorable Mike Miller
President of the Senate
State Capitol
Juneau, Alaska 99801-1182

Dear President Miller:

In accordance with AS 39.05.080, the Senate Judiciary Committee reviewed the qualifications of the following and recommends the appointment be forwarded to a joint session for consideration:

Commission on Judicial Conduct Ethel Staton-- Sitka

There were no stated objections to the named individual. However, this does not reflect an intent by any of the members to vote for or against the appointment during any further sessions.

Respectfully,

Handwritten signature of Robin Taylor in cursive.

Senator Robin Taylor, Chair

Handwritten signature of Mike Miller in cursive.

Senator Mike Miller

Handwritten signature of Drue Pearce in cursive.

Senator Drue Pearce, Vice Chair

Senator Sean Parnell

Senator Johnny Ellis

Ethel Staton
P.O. Box 829
Sitka, Alaska 99835
Telephone: (907)747-8136

I was born on January 13, 1925 in Ketchikan, Alaska to Mabel Mather Milonich and Robert Milonich. My mother is a Tsimshian Indian and my father was Yugoslavian. I graduated from the Ketchikan Public Schools in 1943 and married Norman Staton on September 25, 1944. My husband and I have two children; Candace Barger, a business woman, and Norman Staton Jr., an attorney; and five grandchildren.

We moved to Sitka in 1955 to open a restaurant. In 1962, we opened a second restaurant and, with other business people in Sitka, opened the Potlatch Motel in 1958. We sold all of these businesses in 1968 and opened Staton's Steak House and Staton's Jewelry. We purchased the oldest building of Russian heritage on the west coast to open Log Cache Gifts in 1985.

I was on the interim Board of Directors for Shee Atika in 1971 and incorporated the organization in 1974. I have been on the Shee Atika, Inc. Board of Directors for 20 years and have served as Chairman of the Board. I am currently the corporate secretary and serve on the Atikon Board of Directors for Shee Atika, Inc.

As a member of the Shee Atika, Inc. Board of Directors, I have made several trips to Washington, D.C. to lobby for land and have testified before the Select Committee on Indian Affairs. During my 20 years on the Board of Directors, Shee Atika, Inc. has been involved in several law suits.

In 1974, I attended a corporate law class at Sheldon Jackson College.

I am Past President of the Veterans of Foreign Wars, Ketchikan; Past President of the Emblem Club #142; Past District Deputy of the Emblem Club for Alaska; and Past President of Beta Sigma Phi. I served on the Advisory Board for Islands Community College; on the committee for the State of Alaska on planning for the future; and as a member of a task group for the Tongass Alaska Girl Scout Council. I am currently the President of the Tsimshian Tribal Association, Sitka Branch, and a member of the St. Peters Episcopal Church.

EO

98



OFFICIAL BUSINESS

Alaska State Legislature Senate

STATE CAPITOL
JUNEAU, ALASKA 99801-1182
(907) 465-3701
FAX: 465-2832

FOR YOUR IMMEDIATE ATTENTION

DATE: March 14, 1997
TO: Judiciary Committee
(Senator Taylor)
FROM: Office of the Senate Secretary

Pursuant to Section 23, Article III of the Constitution of the State of Alaska, EXECUTIVE ORDER NO. 98 and EXECUTIVE ORDER NO. 99 become law if the legislature has not disapproved them by the sixtieth legislative day. Please return the files to the Senate Secretary's Office for transmittal to the Governor.

EXECUTIVE ORDER NO. 98 - RETRIEVE

EXECUTIVE ORDER NO. 99 - RETRIEVE

Please give the file(s) to the page to return to the Senate Secretary's Office.

Thank you.

FISCAL NOTE

No. 1

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO: Bill Version: ED98
(S) Publish Date: 1/13/97

Revision Date: _____ Dept. Affected: Public Safety
Title: Executive Order - Transferring certain BRU: Alaska State Troopers
functions of CVE to DOT/PF Component: Commercial Vehicle Enforcement
Sponsor: Rules
Requestor: Governor COMPONENT SERIAL NO. 1235

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

	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
OPERATING						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES ()	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

FUNDING: (Thousands of Dollars)

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


Estimate of current year (FY 97) impact: \$ _____

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary.)

Funding and positions will be transferred from the Department of Public Safety to the Department of Transportation and Public Facilities by submission of a budget amendment.

Prepared By: Sandy Perry-Provost, Special Assistant to the Commissioner Phone: 465-4322
Division: Commissioners Office Date: 1/6/97
Approved by Commissioner:  Date: 1/6/97
Agency: Ronald L. Otte, Dept. of Public Safety

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For further distribution information call the Governor's Legislative Office

FISCAL NOTE

Bill Version: EO 98

(S) Publish Date: 1/13/97

**STATE OF ALASKA
1997 LEGISLATIVE SESSION**

Revision Date: _____
 Title: Executive Order transferring the Division of
Measurement Standards to DOT/PF
 Sponsor: Rules Committee
 Requestor: Governor

Department: Commerce and Economic Development
 BRU: Measurement Standards
 Component: Measurement Standards
 COMPONENT SERIAL NO. _____ 349

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	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY 97) cost: \$ 0.0

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

This illustrates the fiscal impact of an Executive Order transferring the functions of the Division of Measurement Standards in the Department of Commerce and Economic Development to the Department of Transportation and Public Facilities (DOT/PF). The transfer of the Division of Measurement Standards will have no net fiscal impact; the full amount of funding will be transferred from DCED to DOT/PF by budget amendment.

Prepared by: Edward Moses
 Division: Measurement Standards
 Approved by Commissioner: William L. Hensley
 Agency: Commerce and Economic Development

Phone: 345-7750
 Date: 3 January, 1997
 Date: 1-6-97

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FISCAL NOTE

Bill Version: ED98

(S) Publish Date: 1/13/97

STATE OF ALASKA 1997 LEGISLATIVE SESSION

Revision Date: _____ Dept. Affected: DOT&PF
 Title: Transfer of certain DPS and DCED functions BRU: Office of the Commissioner
To DOT Component: Commissioner's Office
 Sponsor: Rules Committee
 Requester: Governor COMPONENT SERIAL NO. 530

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	0.0	0.0	0.0	0.0	0.0	0.0
----------------------	-----	-----	-----	-----	-----	-----

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

FUND SOURCE (Thousands of Dollars)

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

Estimate of any current year (FY97) cost: \$ 0.0

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

Transfer of functions is expected to occur on July 1 1997 and will involve budget amendments which will transfer the appropriate funding and positions from DPS and DCED to DOT&PF

Prepared by: Sam Kito III Phone: 465-3900

 Special Assistant
 Division: Office of the Commissioner Date: _____
 Approved by: _____ Date: _____

 Commissioner
 Agency: Department of Transportation and Public Facilities

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Official Business

Alaska State Legislature

SENATE

State Capitol
Juneau, AK 99801-1182

January 14, 1997

MEMORANDUM

TO: Senator Taylor, Chair
Judiciary Committee

FROM: Nancy Quinto
Secretary of the Senate

RE: Executive Order No. 98

The President has referred the above Executive Order 98 (Transferring enforcement of size and weight standards for vehicles, inspection of scales and other measuring and weight devices used in trade and commerce and monitoring of commercial practices relating to the measuring of various products; and enforcement of air carrier financial responsibility requirements, and administration of commercial motor vehicle safety inspection programs and of the state's commercial motor vehicle financial responsibility program to the Department of Transportation and Public Facilities) to your committee.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

Executive Orders are treated differently than bills. If you wish to report any recommendations to the body, please do so with a memo or in accordance with Section 23, Article III of the Constitution within the sixty day limit.

Attachment

TONY KNOWLES
GOVERNOR



P.O. Box 110001
Juneau, Alaska 99811-0001
(907) 465-3500
Fax (907) 465-3532

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

E 098

January 13, 1997

The Honorable Mike Miller
President of the Senate
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182

Dear President Miller:

The state of Alaska has various responsibilities in managing its highway system, some of which require compliance with federal standards in order to ensure highway funding. But current oversight of these numerous responsibilities rests between three departments. This makes no sense. Combining all functions of highway management within the Department of Transportation and Public Facilities (DOTPF) is simply good, efficient government.

This Executive Order 98 transfers commercial highway-related functions from the Department of Commerce and Economic Development (DCED) and Department of Public Safety (DPS) to the DOTPF. Ironically, the DOTPF already is responsible for adopting vehicle size and weight standards, but the DCED enforces those standards through its Division of Weights and Measures. That division will be transferred to the DOTPF, thereby consolidating the entire size and weight standards program.

Another area of confusion concerns the financial responsibility programs for air carriers and commercial motor vehicles. They're currently split between the DCED and the DPS for no obvious organizational reason. Executive Order 98 transfers all these programs to the DOTPF. The air carrier function comes with the Division of Weights and Measures; the commercial motor vehicle safety program will be transferred from the DPS to the DOTPF, becoming an integral part of the new division.

Governor's Transmittal
Letter

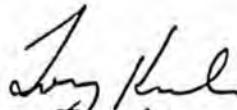
The Honorable Mike Miller

January 13, 1997

Page 2

Executive Order 98, along with the other executive order I am offering to you today (Executive Order 99) to transfer functions of the Division of Motor Vehicles from the DPS to the Department of Administration, is part of my Administration's continuing effort to deliver services to the public in the most efficient and cost-effective way possible.

Sincerely,



Tony Knowles
Governor

ALASKA TRUCKING ASSOCIATION, INC.

3443 Minnesota Drive • Anchorage, Alaska 99503 • PHONE (907) 276-1149 • FAX (907) 274-1946

January 23, 1997

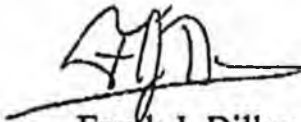
To: Members of the 20th Legislature

The Alaska Trucking Association, a 38 year old trade association with 300 member companies geographically distributed throughout Alaska, strongly urges your support of Executive Order No. 98.

The consolidation of agencies who have major responsibilities towards truck operators will improve Alaska's transportation systems efficiency and safety. It will allow for a better understanding of Federal Funding Requirements and slow the need for increased spending on the truck related matters.

Thank you for your support. Please vote to approve Executive Order 98.

Sincerely,



Frank J. Dillon
Executive Director



CARLILE ENTERPRISES, INC.
1813 East 1st Avenue • Anchorage, AK 99501 • (907) 276-7797

January 27, 1997

Senator Robin Taylor
State Capital

Dear Senator Taylor:

Just wanted to let you know that Carlile Enterprises, Inc. and the Alaska Trucking Association support Executive Orders 98 (Consolidation of Agencies related to Truckers) and 99 which relates to moving the Department of Motor Vehicles to Administration we feel both of the orders will improve the quality of service to an organization.

Hope the session is going well.

Sincerely,

Harry McDonald
President

EO

99

FISCAL NOTE

No. 1

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO: Bill Version: E099
(S) Publish Date: 1/13/97

Revision Date: _____ Dept. Affected: Public Safety
 Title: Executive Order transferring certain functions BRU: Motor Vehicles
 from DPS to DOA. Component: Administration, Field Services
 Sponsor: Rules Driver Services
 Requestor: Governor COMPONENT SERIAL NO. 500,501,502

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

OPERATING	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

CAPITAL EXPENDITURES	0	0	0	0	0	0
-----------------------------	---	---	---	---	---	---

CHANGE IN REVENUES () Revenue Code						
---	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GE Match						
1004 GE						
1005 GE/Program Receipts						
1006 GE/MHTIA						
Other						
TOTAL	0	0	0	0	0	0

Estimate of current year (FY 97) impact: \$ _____

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

Funding and positions will be transferred from the Department of Public Safety to the Department of Administration by the submission of a budget amendment.

Prepared By: Juanita M. Hensley Phone: 465-2650
 Division: Motor Vehicles Date: 1/4/97
 Approved by Commissioner: Ronald L. Otte Date: 1/6/97
 Agency: Ronald L. Otte, Dept. of Public Safety

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FISCAL NOTE

No. 2

STATE OF ALASKA
1997 LEGISLATIVE SESSION

Bill Version: EO 99

(S) Publish Date: 1/13/97

Revision Date: _____
 Title: Executive order to transfer the Division of Motor Vehicles to Department of Administration
 Sponsor: Rules Committee
 Requestor: Governor

Department Affected: Administration
 BRU: Division of Motor Vehicles
 Component: Division of Motor Vehicles

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						
OTHER						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

0.0 Estimate of any current year (FY 97) cost: \$ 0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

Funding and positions will be transferred via budget amendment.

Prepared by Sharon Barton, Director
 Division: Administrative Services

Phone: 465-2277
 Date: _____

Approved by Commissioner: Mark Boyer
 Agency: Department of Administration

Date: 1/3/97

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FISCAL NOTE

Bill Version: EO 99

(S) Publish Date: 1/13/97

STATE OF ALASKA
1997 LEGISLATIVE SESSION

Revision Date: _____ Dept. Affected: DOT&PF
 Title: Executive Order No. 99 BRU: Office of the Commissioner
 Transfer DMV from DPS to DOA Component: Commissioner's Office
 Sponsor: Rules Committee
 Requester: Governor COMPONENT SERIAL NO. 530

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	0.0	0.0	0.0	0.0	0.0	0.0
----------------------	-----	-----	-----	-----	-----	-----

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

FUND SOURCE (Thousands of Dollars)

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

Estimate of any current year (FY97) cost: * 0.0

POSITIONS

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

ANALYSIS: (Attach a separate page if necessary)

The Department anticipates no additional costs (or savings) resulting from the transfer of DMV functions from the Department of Public Safety to the Department of Administration.

Prepared by: Sam Kito III
 Division: Office of the Commissioner
 Approved by: [Signature]
 Agency: Department of Transportation and Public Facilities

Phone: 465-3900
 Date: JAN 6, 97

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OFFICIAL BUSINESS

Alaska State Legislature Senate

STATE CAPITOL
JUNEAU, ALASKA 99801-1182
(907) 485-3701
FAX: 465-2832

FOR YOUR IMMEDIATE ATTENTION

DATE: March 14, 1997

TO: Judiciary Committee
(Senator Taylor)

FROM: Office of the Senate Secretary

Pursuant to Section 23, Article III of the Constitution of the State of Alaska, EXECUTIVE ORDER NO. 98 and EXECUTIVE ORDER NO. 99 become law if the legislature has not disapproved them by the sixtieth legislative day. Please return the files to the Senate Secretary's Office for transmittal to the Governor.

EXECUTIVE ORDER NO. 98 - RETRIEVE

EXECUTIVE ORDER NO. 99 - RETRIEVE

Please give the file(s) to the page to return to the Senate Secretary's Office.

Thank you.



Alaska State Legislature

SENATE

Official Business

State Capitol
Juneau, AK 99801-1182

January 14, 1997

MEMORANDUM

TO: Senator Taylor, Chair
Judiciary Committee

FROM: Nancy Quinto
Secretary of the Senate

RE: Executive Order No. 99

The President has referred the above Executive Order 99 (Transferring the responsibility for the administration of most of the statutes in AS 28, regarding motor vehicles, and other statutory functions relating to motor vehicles and other vehicles from the Department of Public Safety to the Department of Administration) to your committee.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

Executive Orders are treated differently than bills. If you wish to report any recommendations to the body, please do so with a memo or in accordance with Section 23, Article III of the Constitution within the sixty day limit.

Attachment

TONY KNOWLES
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

P.O. Box 110001
Juneau, Alaska 99811-0001
(907) 465-3500
Fax (907) 465-3532

January 13, 1997

The Honorable Mike Miller
President of the Senate
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182

E099

Dear President Miller:

Government has the responsibility to provide the best service possible to its citizens--especially in those areas where we require certain tasks of our residents such as registering their motor vehicles. It is with the goal of offering good service to the public that I am sending you this Executive Order 99 to transfer most of the functions of the Division of Motor Vehicles from the Department of Public Safety (DPS) to the Department of Administration (DOA). This transfer is in the best interests of efficient administration.

The DPS is in the business of protecting the public. While it is important to ensure vehicles on our highways are safe, most of the functions of the Division of Motor Vehicles are routine transactions and, therefore, more appropriately placed in the DOA which is already set up to efficiently handle large-scale ministerial functions. The DOA is also better situated to bring to motor vehicle operations the latest technologies in public service delivery systems.


The main functions transferred to the DOA under this executive order are the registration and title issuance of motor vehicles. Other paperwork functions to be transferred include monitoring compliance with insurance requirements and with orders for counseling of drivers with numerous infractions, maintenance of driver records, as well as the licensing of commercial driver training schools. Functions relating directly to protecting the public will remain with the DPS, most notably the inspection and approval of vehicle equipment.

Governor's Transmittal
Letter

The Honorable Mike Miller
January 13, 1997
Page 2

Also note that Executive Order 98, the other executive order I am offering today, transfers additional motor vehicle-related functions from the DPS to the Department of Transportation and Public Facilities. These two executive orders will enable the DPS to better focus on its primary mission and, in concert, are a meaningful step toward efficient, good government.

Sincerely,


Tony Knowles
Governor

ALASKA TRUCKING ASSOCIATION, INC.

3443 Minnesota Drive • Anchorage, Alaska 99503 • PHONE (907) 276-1149 • FAX (907) 274-1948

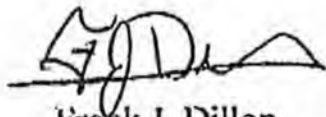
January 24, 1997

To: Members of the 20th Alaska Legislature

Please vote to support Executive Order 99. Members of the Alaska Trucking Association believe that this change will result in more service oriented and customer oriented motor vehicle licensing. The function itself is more administrative not law enforcement in the policing sense. We believe this is a good move that will improve service to both commercial vehicle operators and the motoring public.

Thank you for your attention on this matter and your support.

Sincerely,



Frank J. Dillon
Executive Director



Carlile

CARLILE ENTERPRISES, INC.

1813 East 1st Avenue • Anchorage, AK 99501 • (907) 276-7797

January 27, 1997

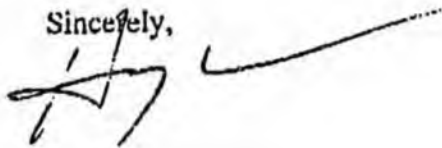
Senator Robin Taylor
State Capital

Dear Senator Taylor:

Just wanted to let you know that Carlile Enterprises, Inc. and the Alaska Trucking Association support Executive Orders 98 (Consolidation of Agencies related to Truckers) and 99 which relates to moving the Department of Motor Vehicles to Administration we feel both of the orders will improve the quality of service to an organization.

Hope the session is going well.

Sincerely,



Harry McDonald
President

SB

1

0-LS0024L
Luckhaupt
1/27/97

Sen. Taylor
ATTN: Lanna

EXTRA COPY

EXTRA COPY

CS FOR SENATE BILL NO. 1(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered:
Referred:

Sponsor(s): **SENATORS DONLEY, Halford, Pearce**

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to living and working conditions of prisoners in correctional
2 facilities operated by the state, and authorizing the commissioner of corrections
3 to negotiate with providers of detention and confinement services under contract
4 to apply those conditions and limitations on services to persons held under
5 authority of state law at facilities operated under contract or agreement; relating
6 to services provided to prisoners; amending the definition of 'severely medically
7 disabled' applicable to prisoners seeking special medical parole; amending
8 provisions of the correctional industries program; and extending the termination
9 date of the Correctional Industries Commission and the program."

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

11 * Section 1. Sections 4 - 6 of this Act may be known as the "Alaska No Frills Prison Act."

12 * Sec. 2. INTENT. It is the intent of secs. 4 - 6 of this Act that conditions in facilities for

1 prisoners within the Department of Corrections not be substantially more favorable than
2 required by the constitutions of this state and the United States unless the commissioner of
3 corrections has reasonable grounds to believe such conditions are consistent with fostering
4 rehabilitative programs or rewarding good behavior within state prisons.

5 * Sec. 3. AS 33.16.900(11) is amended to read:

6 (11) "severely medically disabled" means that a person has a medical
7 condition that substantially eliminates the physical ability to commit an offense
8 similar to the offense for which the person was convicted or to commit an offense
9 in violation of AS 11.41 that is punishable as a felony, [REQUIRES THE PERSON
10 SUFFERING FROM THE CONDITION TO BE CONFINED TO BED] and the person
11 is likely to

12 (A) remain subject to the medical condition [BE CONFINED
13 TO BED] throughout the entire period of parole; or

14 (B) die from the medical condition;

15 * Sec. 4. AS 33.30.011 is amended to read:

16 **Sec. 33.30.011. Duties of commissioner.** The commissioner shall

17 (1) establish, maintain, operate, and control correctional facilities
18 suitable for the custody, care, and discipline of persons charged or convicted of
19 offenses against the state or held under authority of state law; each correctional
20 facility operated by the state shall be established, maintained, operated, and
21 controlled in a manner that is consistent with AS 33.30.015;

22 (2) classify prisoners;

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

25 (A) protect the public and the victims of crimes committed
26 by prisoners;

27 (B) maintain health;

28 (C) create or improve occupational skills;

29 (D) enhance educational qualifications;

30 (E) support court-ordered restitution; and

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

1 prisoners, facilitating their reintegration into society;

2 (4) provide necessary

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

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

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

11 (ii) the potential for harm to the prisoner by reason of
12 delay or denial of care is substantial;

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

15 (6) provide for fingerprinting in correctional facilities in accordance
16 with AS 12.80.060.

17 * Sec. 5. AS 33.30 is amended by adding new sections to read:

18 **Sec. 33.30.015. Living conditions for prisoners.** (a) On and after the date that
19 is two years after the effective date of this Act, the commissioner may not

20 (1) make per capita expenditures for food for prisoners in a state
21 correctional facility operated by the state that exceed 90 percent of per capita
22 expenditures for food that is available to enlisted personnel in the United States Army
23 stationed in the state;

24 (2) provide in a state correctional facility operated by the state

25 (A) living quarters for a prisoner into which the view is
26 obstructed; however, the commissioner may not be required to renovate the
27 cells of a correctional facility that, on the effective date of this Act, confines
28 prisoners in cells equipped with doors that do not have bars or windows;

29 (B) equipment or facilities for publishing or broadcasting
30 material the content of which is not subject to prior approval by the department
31 as consistent with keeping order in the institution and prisoner discipline;

32 (C) cable television service other than a level of basic cable

- 1 television service that is available as a substitute for services that are broadcast
2 to the public in the community in which a correctional facility is located;
- 3 (3) allow a prisoner held in a state correctional facility operated by the
4 state to
- 5 (A) possess in the prisoner's cell a cassette tape player or
6 recorder, a video cassette recorder (VCR), or a computer or modem of any
7 kind;
- 8 (B) view movies rated "R," "X," or "NC-17," or that do not
9 have a rating;
- 10 (C) possess printed or photographic material that
- 11 (i) is obscene as defined by the commissioner in
12 regulation;
- 13 (ii) could reasonably be expected to incite racial, ethnic,
14 or religious hatred that is detrimental to the security, good order, or
15 discipline of the institution or violence;
- 16 (iii) could reasonably be expected to aid in an escape or
17 in the theft or destruction of property;
- 18 (iv) describes procedures for brewing alcoholic
19 beverages or for manufacturing controlled substances, weapons, or
20 explosives; or
- 21 (v) could reasonably be expected to facilitate criminal
22 activity or a violation of institution rules;
- 23 (D) receive instruction in person, or by broadcast medium, or
24 engage in boxing, wrestling, judo, karate, or other martial art or in any activity
25 that, in the commissioner's discretion, would facilitate violent behavior;
- 26 (E) possess or have access to free weights or other equipment for
27 use in the activities listed in (D) of this paragraph;
- 28 (F) possess in the prisoner's cell a coffee pot, hot plate, appliance
29 or heating element for food preparation, or more than three electrical appliances
30 of any kind;
- 31 (G) possess or appear in a state of dress, hygiene, grooming, or
32 appearance other than as permitted as uniform or standard in the correctional

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facility;

(H) use a computer other than those approved by the correctional facility; the use of a computer under this subparagraph may be approved only as part of the prisoner's employment, education, or vocational training and may not be used for any other purpose;

(I) smoke or use tobacco products of any kind.

(b) The commissioner may determine whether the provisions of (a) of this section shall apply to correctional facilities that are not operated by the state and may negotiate with a provider of services for the detention and confinement of persons held under authority of state law under contract or agreement whether the living conditions set out in (a) of this section shall apply to persons held under authority of state law at a facility operated under contract or agreement.

(c) On and after January 1, 1998, the commissioner may not allow a prisoner to possess a television in the prisoner's cell if the prisoner is classified as maximum custody under AS 33.30.011(2).

(d) ~~Subject to (c) of this section, on and after January 1, 1999,~~ the commissioner may allow a prisoner who, under AS 33.30.011(2), has been classified as other than maximum custody to possess a television in the prisoner's cell only if the prisoner

(1) either is incapable of obtaining or has attained a high school diploma or general education development diploma or the equivalent;

(2) is actively engaged in an educational, vocational training, or employment program;

(3) has satisfied or is on a regular and current payment schedule for all restitution orders entered by the court as part of the prisoner's sentence and, if applicable, is actively engaged in a treatment plan or counseling, psychiatric, or rehabilitation program ordered by the court or the department as part of the prisoner's sentence; and

(4) pays for the expense of providing the television and, in addition to the utility service fee required by AS 33.30.017, pays for the expense of providing any cable television service.

(e) The commissioner shall use appropriate technology to screen programs received by prisoners under (d) of this section.

*Amend.
8*

1 **Sec. 33.30.017. Fees for utilities services for prisoners.** (a) The commissioner
2 shall establish a reasonable utility fee for electrical utilities that are used by prisoners
3 who are confined in a state correctional facility. The fee may not exceed \$2 a month.

4 (b) The commissioner shall

5 (1) charge each prisoner who possesses at least one major electrical
6 appliance the utility fee established in (a) of this section; the commissioner may deduct
7 the utility fee monthly from the account established for a prisoner into which money due
8 the prisoner for labor is paid; if a prisoner is indigent, the commissioner shall make the
9 deduction from any amount credited to the indigent inmate's account;

10 (2) if available from legislative appropriation, expend money deducted
11 and collected under (1) of this subsection to offset the cost of the department's utility
12 expenses; the commissioner shall annually report on the amounts that are collected and
13 expended under this paragraph.

14 (c) The provisions of (b) of this section do not apply to prisoners

15 (1) who are

16 (A) developmentally disabled; or

17 (B) severely medically disabled, as that term is defined in

18 AS 33.16.900;

19 (2) who are housed in a mental health unit or psychiatric unit of a state
20 correctional facility; or

21 (3) while placed in a state correctional facility awaiting classification
22 under classification procedures for the purpose of making the appropriate assignment of
23 the prisoner.

24 * Sec. 6. AS 33.30.071(c) is amended to read:

25 (c) Medical services for a prisoner who is unconscious or in immediate need of
26 medical attention before admission to a correctional facility or commitment by a court
27 to the custody of the commissioner of corrections shall be provided by the law
28 enforcement agency having custody of the prisoner. The law enforcement agency may
29 require the prisoner to compensate the agency for the cost or for a portion of the cost
30 of medical services provided for any [A] preexisting medical condition [NOT ARISING
31 OUT OF THE PRISONER'S ARREST].

32 * Sec. 7. AS 33.30.191(a) is amended to read:

1 (a) It is the policy of the state that prisoners be productively employed for as
2 many hours each day as feasible [, NOT TO EXCEED 40 HOURS A WEEK UNLESS
3 OVERTIME HAS BEEN SPECIFICALLY APPROVED BY THE COMMISSIONER].

4 * Sec. 8. AS 33.30 is amended by adding a new section to read:

5 **Sec. 33.30.193. Standard applicable to allowing prisoners access to and use**
6 **of legal reference materials and legal assistance.** If the commissioner imposes a
7 restriction on access to and use of legal reference materials by or legal assistance of
8 a prisoner in a state correctional facility, a court may not enter an order giving relief
9 to the prisoner unless the court first finds, by a preponderance of the evidence, that
10 enforcement or application of the restriction hinders the prisoner from having access
11 to and use of the legal reference materials or legal assistance

12 (1) in order to gain meaningful access to a court for the purpose of
13 challenging

14 (A) the prisoner's sentence; or

15 (B) the conditions of the prisoner's confinement; or

16 (2) in circumstances in which a state court has specifically determined
17 that a provision of the state constitution necessarily requires a prisoner to have access
18 to and use of the legal reference materials or legal assistance.

19 * Sec. 9. AS 33.30.231(c) is amended to read:

20 (c) Notwithstanding AS 42.20.300 and 42.20.310, in order to preserve the
21 security and orderly administration of the correctional facility and to protect the public,
22 the commissioner shall monitor or record the [MAY AUTHORIZE THE USE OF
23 MONITORING OR RECORDING EQUIPMENT TO LISTEN TO A] telephone
24 conversations [CONVERSATION] of prisoners. The commissioner shall post a
25 [PRISONER INCARCERATED FOLLOWING CONVICTION OF A CRIME, IF A]
26 warning [IS POSTED] by each [THE] telephone informing prisoners [THE
27 PRISONER] that calls [A CALL] may be monitored or recorded. The monitoring or
28 recording may be conducted on all calls or selectively or in some other limited
29 manner as determined by the commissioner to be appropriate. A recording of a
30 telephone call made under this subsection shall be kept confidential, and access to the
31 recording and its contents is limited to persons who are acting within the scope of their

1 official duties and whose access to specific recordings has been authorized by the
2 facility superintendent. A telephone call between an attorney and a prisoner or
3 between the office of the ombudsman and a prisoner may not be monitored or recorded
4 except when authorized by a court. A person may not bring a civil action for
5 damages for the failure to monitor or record a telephone conversation or for the
6 failure to take action based upon a telephone conversation that was monitored or
7 recorded.

8 * Sec. 10. AS 33.32.010 is amended to read:

9 **Sec. 33.32.010. Purpose of chapter.** It is the purpose of this chapter to [:]

10 (1) develop and operate agricultural, industrial, and service enterprises
11 employing prisoners under the jurisdiction of the commissioner of corrections;

12 (2) provide realistic work experience and vocational training for
13 prisoners under conditions as much like those that prevail in private industry as possible,
14 consistent with proper penal administration, and to direct their efforts toward financial
15 responsibility, acquiring or improving effective work habits and occupational skills, and
16 increasing the probability of opportunities for employment after release; and

17 (3) operate a work program for prisoners that will be as nearly self-
18 supporting as possible by generating a sufficient amount of money from the sale of
19 products and services to pay all or most of the expenses of the program.

20 * Sec. 11. AS 33.32.015(b) is amended to read:

21 (b) The commissioner of corrections may

22 (1) subject to AS 36.30 (State Procurement Code), use, purchase, lease,
23 equip, and maintain buildings, machinery, and other equipment, and may purchase
24 materials and enter into contracts that [, WHICH] may be necessary for the correctional
25 industries program;

26 (2) provide for prisoners to be employed in rendering services and
27 producing articles, materials, and supplies needed by a state agency, a political
28 subdivision of the state, an agency of the federal government, other states or their
29 political subdivisions, or for use by nonprofit organizations;

30 (3) if the Correctional Industries Commission established in AS 33.32.070
31 approves, employ prisoners to provide services or products as needed by private industry
32 if the services or products have potential for contributing to the economy of the state and

1 will have minimal negative impact on an existing private industry or labor force in the
2 state;

3 (4) authorize a prisoner to engage in vocational training or in
4 productive employment within or outside a correctional facility, or enter into a contract
5 under AS 33.30.191 for the employment of a prisoner if the Correctional Industries
6 Commission determines that the employment will have minimal negative impact on an
7 existing private industry or labor force in the state; and

8 (5) subject to the provisions of AS 36.30 (State Procurement Code), enter
9 into joint cooperative ventures with private industry for the establishment and operation
10 of "Free Venture" industries under AS 33.32.017 [,] if the Correctional Industries
11 Commission determines at the time of inception that the "Free Venture" industry will not
12 compete with an existing private industry or labor force in the state.

13 * Sec. 12. AS 33.32.015 is amended by adding a new subsection to read:

14 (c) This section does not require the commissioner of corrections to establish and
15 administer a vocational training program under the correctional industries program.

16 * Sec. 13. AS 33.32.050(c) is amended to read:

17 (c) The commissioner of corrections shall disburse a prisoner's [PRISONERS']
18 payments in amounts determined to be appropriate under procedures adopted by the
19 commissioner based on the following order of priority:

20 (1) for support of the prisoner's [PRISONERS'] dependents, if any;

21 (2) to reimburse the state for compensation awarded under AS 18.67
22 resulting from the prisoner's criminal conduct;

23 (3) to pay a civil judgment resulting from the prisoner's criminal conduct;

24 (4) for the payment of fees for the prisoner's utilities services under

25 AS 33.30.017:

26 (5) for the purchase of clothing and commissary items for the prisoner's
27 personal use;

28 (6) [(5)] to pay a restitution or fine of the prisoner ordered by a
29 sentencing court.

30 * Sec. 14. Section 7, ch. 53, SLA 1982, as amended by sec. 1, ch. 25, SLA 1987, by sec. 4,
31 ch. 77, SLA 1991, and by sec. 10, ch. 93, SLA 1995, is amended to read:

32 Sec. 7. AS 33.32 is repealed July 1, 2005 [1999].

A M E N D M E N T

OFFERED IN THE SENATE

TO: SB 1

- 1 Page 2, line 28:
- 2 Delete "subject to AS 33.30.028."

- 3 Page 6, lines 13 - 23:
- 4 Delete all material.
- 5 Renumber the following bill sections accordingly.

A M E N D M E N T

OFFERED IN THE SENATE

TO: SB 1

- 1 Page 4, lines 13 - 14:
- 2 Delete ", in bodybuilding,"

A M E N D M E N T

OFFERED IN THE SENATE

TO: SB 1

- 1 Page 3, lines 13 - 14:
- 2 Delete "In implementing this chapter"
- 3 Insert "On and after the date that is two years after the effective date of this Act"

A M E N D M E N T

OFFERED IN THE SENATE

TO: SB 1

- 1 Page 4, line 6:
- 2 Delete "compact disc player"
- 3 Insert "cassette tape player or recorder"

A M E N D M E N T

OFFERED IN THE SENATE

TO: SB 1

1 Page 4, lines 10 - 11:

2 Delete all material and insert:

3 "(D) possess printed or photographic material that

4 (i) is obscene as defined by the commissioner in
5 regulation;

6 (ii) could reasonably be expected to incite racial, ethnic,
7 or religious hatred that is detrimental to the security, good order, or
8 discipline of the institution or violence;

9 (iii) could reasonably be expected to aid in an escape
10 or in the theft or destruction of property;

11 (iv) describes procedures for brewing alcoholic
12 beverages or for manufacturing controlled substances, weapons, or
13 explosives; or

14 (v) could reasonably be expected to facilitate criminal
15 activity or a violation of institution rules;"

AMENDMENT

OFFERED IN SENATE JUDICIARY

BY:

TO: Senate Bill 1

Page 4 Line 26 after employment Insert: ". education"

SENATE COMMITTEE REPORT

First Committee of Referral

DATE: 1/13/97

FURTHER: Finance

Date of 5-Day Notice: 1/16/97
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 1/29/97

Judiciary Committee considered SENATE BILL NO. 1

Relating to living and working conditions of prisoners in correctional facilities operated by the state; amend definition of 'severely medically disabled'; extend termination date of Correctional Industries Commission, etc.

and recommends:

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

- Senate Bill:**
- same title
 - new title
- House Bill:**
- same title
 - technical title
 - new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Mike Miller</i>	✓				
<i>Sean Darnell</i>	✓				
<i>France</i>	✓				
CHAIR: <i>John L. Taylor</i>	✓	CHAIR:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
<i>CS - LAW</i>	<i>1/29/97</i>	<i>0</i>	<i>-</i>
<i>CS - PUBLIC SAFETY</i>	<i>1/28/97</i>	<i>0</i>	<i>-</i>
<i>CS - CORRECTIONS</i>	<i>1/28/97</i>	<i>-</i>	<i>20.0</i>
<i>SB only CORRECTIONS</i>			

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO. SB 1

Revision Date: _____ Dept. Affected: Department of Law
 Title: ... relating to living and working conditions of BRU: Criminal Division
prisoners in correctional facilities operated by the state . . . Component: Criminal Division
 Sponsor: Senator Donley
 Requester: Senate Judiciary Committee COMPONENT SERIAL NO. 2085

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)

FUND SOURCE	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: \$ 0.0

POSITIONS

POSITIONS	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

To be known as the "Alaska No Frills Prison Act," this bill would amend Title 33, relating to probation, prisons and prisoners, to place specific limitations on the living and working conditions of prisoners in correctional facilities operated by the state, and negotiate for those same conditions and limitations in contract facilities. Further, the bill would require fees for utility services for prisoners, and fees for medical unit visits by prisoners. The bill would also amend the definition of "severely medically disabled" applicable to prisoners seeking special medical parole.

The purpose of the Alaska Correctional Industries Program would be amended to include vocational training, but would not require a vocational training program be established. The termination date for the Correctional Industries Commission and the program would be extended from 1999 to 2005 under this bill.

Passage of this legislation will have no fiscal impact on the Department of Law.

Prepared by: Joan M. Kasson
 Division: Administrative Services Division
 Approved by Commissioner: Bruce M. Botelho, Attorney General
 Agency: Department of Law

Phone: 465-5370
 Date: 1/20/97
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FISCAL NOTE

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO: SB 1

Revision Date: _____ Dept. Affected: Public Safety
 Title: "No Frills" Prison Act BRU: Alaska State Troopers
 Component: Detachments
 Sponsor: Senator Donley
 Requestor: Senate Judiciary COMPONENT SERIAL NO. 0799

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

OPERATING	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-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES ()	-0-	-0-	-0-	-0-	-0-	-0-
Revenue Code						

FUNDING: (Thousands of Dollars)

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

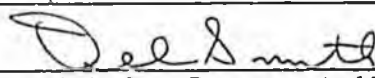
Estimate of current year (FY 97) impact: \$ _____

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary.)

See attached.

Prepared By: Lt. Dan Lowden Phone: 269-5412
 Division: Alaska State Troopers Date: January 21, 1997
 Approved by Commissioner:  Date: 1/21/97
 Agency: Ronald L. Otte, Department of Public

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FISCAL NOTE

STATE OF ALASKA

BILL NO: SB 1

1997 LEGISLATIVE SESSION

Revision Date: 1/21/97

Dept. Affected: Public Safety

ANALYSIS CONTINUED:

Section 6 is the only section of this bill that has a potential fiscal impact on the Division of Alaska State Troopers. This section expands the situations when a law enforcement agency may require a prisoner to reimburse the agency for medical expenses that the agency paid for because the treatment was required before the prisoner would be accepted into a correctional facility.

During FY 96 the Alaska State Troopers paid about \$16,820 in medical expenses. This figure includes expenses of medical examinations relating to investigations as well as those for arrested persons prior to being turned over to a correctional facility. The amount spent only on arrested persons is not available. However, if half of the medical expenses went to arrested persons that would mean about \$8,410 would be the maximum that the state could recover. There would be costs (administrative, legal, etc.) to recover that amount and those cost would vary with each case. Without knowing how much is recoverable and how much it will cost to recover those funds it can not be estimated how much this bill will save the division in medical expenses.

FISCAL NOTE

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO. SB 1

Revision Date: _____ Dept. Affected: Corrections
 Title: "An act relating to living and working
conditions of prisoners..." BRU: Institutions
 Sponsor: Senator Donley Component: _____
 Requester: Judiciary Committee COMPONENT SERIAL NO. _____

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES	20.0	20.0	20.0	20.0	20.0	20.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	20.0	20.0	20.0	20.0	20.0	20.0

CAPITAL EXPENDITURES	705.0					
----------------------	-------	--	--	--	--	--

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

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	725.0	20.0	20.0	20.0	20.0	20.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	725.0	20.0	20.0	20.0	20.0	20.0

Estimate of any current year (FY97) cost: \$ _____

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

As written, Section 4 of the bill would prohibit the Commissioner of the Department of Corrections from allowing prisoners to make unmonitored telephone calls, except for calls between the prisoner and his or her legal counsel. The Department lacks staff resources to physically monitor prisoners' telephone calls, and therefore, would need to install electronic monitoring and tape recording equipment at every institution except Spring Creek Correctional Center. Preliminary investigation with a private vendor familiar with the Department's institutions indicates the equipment would cost \$705,000. The price could be discounted to as low as \$575,000, but the discount would be contingent on the vendor receiving a contract to install the equipment in the entire system. Because the Department cannot yet know whether it is possible to undertake the project with a single vendor, the higher cost is cited here.

The work required to track which inmates are using electrical appliances and to initiate and process each transaction in the Offender Accounting System will require 6C hours of overtime annually for the twelve institutions in this BRU.

Prepared by: Bruce Richards
 Division: Commissioner's Office
 Approved by Commissioner: Margaret M. Donley
 Agency: Department of Corrections

Phone: 465-3307
 Date: 1/21/97
 Date: 1-21-97

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SENATOR DAVE DONLEY

ALASKA STATE LEGISLATURE

Sponsor Statement for Senate Bill 1 "The Alaska No Frills Prison Act"

In 1994, voters overwhelmingly adopted the "Rights of Victims of Crime" state constitutional amendment. Before the adoption of that amendment, the state constitution required that prison administration be based on two factors; rehabilitation and protecting the public. The constitutional amendment added additional constitutional mandates to our state's prison system. Criminal administration is now based on five factors including: **protecting the public, community condemnation of the offender, the rights of the victims of crimes, restitution from the offender, and the principal of reformation.**

Last year a similar version of "The Alaska No-Frills Prison Act" passed the State Senate 14-4 and passed State House 26-11 on the last day of session. However the Senate did not take action to concur with changes made to the bill in the House and it did not become law.

Senate Bill 1 seeks to implement the requirements of the new state constitutional provisions in several ways.

Senate Bill 1 protects the public safety by prohibiting participation or instruction in martial arts or any other activity that would facilitate violent behavior. Such activities serve no rehabilitation purpose and can make a prisoner an even more serious danger.

Senate Bill 1 enhances rehabilitation opportunities for prisoners by increasing vocational training opportunities.

Senate Bill 1 helps fulfill the mandate of the new "community condemnation" constitutional language by removing or prohibiting certain luxuries from Alaskan prisons.

Some of the "luxuries" prohibited or removed under Senate Bill 1 include compact disc players, VCRs and computers in inmate living quarters, premium cable television, and possession of pornographic material.

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SPONSOR STATEMENT

MEMBER: Senate Finance Committee • Legislative Budget & Audit Committee
• Senate Community & Regional Affairs Committee

Produced in House