

STATE OF ALASKA
Alaska Police Standards Council
Minutes of the 128th Regular Meeting
December 5, 2017
Dimond Center Hotel – Anchorage, Alaska

Call to Order

Vice Chair Nieves called the Regular Meeting of the Alaska Police Standards Council to order on December 5, 2017 at 8:05 am. A roll call was conducted as follows:

APSC Members Present

Vice Chair Luis Nieves, Sergeant, AST
Carrie Belden, Director, DOC
Bill Comer, Deputy Commissioner, DPS
Michael Craig, Public Member
Justin Doll, Chief, Anchorage PD
Rebecca Hamon, Public Member
John Papasodora, Chief, Nome PD
Wendi Shackelford, Public Member
Kelly Swihart, Chief, Petersburg PD
Ronda Wallace, Chief, Kodiak PD

APSC Members Absent

Brad Reich, Public Member
Dean Williams, Commissioner, DOC

APSC Administrative Staff Present

Robert Griffiths, Executive Director
Sarah Hieb, Administrative Investigator
Rob Heide, Training Coordinator

APSC Administrative Staff Absent

Wendy Menze, Secretary

Department of Law Representative

Andrew Peterson, Department of Law

Flag Salute

A flag salute was conducted.

Audience Introductions

Members of the audience introduced themselves:

Steve Dutra	Tom Clemons
John Novak	Jon Erickson
Bob Beasley	Arlen Skaflestad
Corey Rowley	Mike Hicks
Marlin Ritzman	Hal Henning
Bill Bellant	Shirley Coté
Chad Goeden	

Approval of Agenda

It was moved and seconded to approve the agenda. The motion carried unanimously.

Approval of Past Minutes – July 25, 2017

It was moved by Belden and seconded by Comer to approve the minutes from the 127th Regular Meeting held July 25, 2017. The motion carried unanimously.

Persons to be heard

None

Council Chair /Vice Chair Annual Elections

Nominations for Chair:

Swihart

1. Comer
2. Wallace

Nieves

1. Nieves
2. Papasodora

Voting was conducted by ballot: Results...Swihart 7, Nieves 3 Swihart confirmed as Chair

Nominations for Vice Chair:

Shackelford

1. Nieves
2. Doll

Voting was conducted by ballot: Results...Shackelford 10 Shackelford confirmed as Vice Chair

Council Chair's Report

No report. Asked for new members (Craig & Doll) to introduce themselves. And thanked them for their time and commitment for the position.

E.D. REPORT

In addition to the written report provided to the council:

Berni Troglia has stepped down from her seat due to promotion. Griffiths thanked her for her service for the past ten years on the council.

Funding issues continue to be the largest concern. Currently, APSC only has adequate funding for eight officers to be sponsored fully to an academy, or the council could consider a fair distribution method to allocate these funds among all municipal agencies sending officers to the academies.

ALET 18-01 session is the only remaining academy scheduled for this fiscal year. The next CTC Police Academy session is not until August 2018

Chief Doll stated that the APD police academy – June 2018 will likely not be at maximum capacity; APD may welcome outside agencies, so this may be an option for some agencies. APD is trying to hold academies in June and December each year.

The ED is now seeking guidance from the council on how to allocated available funds for the upcoming academies and how best to prepare agencies to absorb future costs when APSC cannot assist?

ED's recommendation is that APSC reimburse an agency a prorated share of available funds for an officer's successful attendance and completion of academy, instead of the current practice of collecting funds from agencies for their officers who fail to complete academies and not funding anyone after the first eight officers are approved.

Discussion followed.

Motion: Each agency must pay to have their own officers attend basic academies; and, if reimbursement is available, APSC will provide an equal share of funds back to the employing agencies after the officers successfully complete the academy.

Papasodora moved and Comer seconded. No objections. Motion passed unanimously.

Council members suggested the Director should send out a letter to the departments and city governments advising them of this change.

Old Business

a. DRAFTING REGULATIONS of 13 AAC 85, 87, 89 Training and Instructor Programs

Motion to adopt regulation changes, as proposed.

Doll moved and Nieves second. No objections. Motion passed unanimously.

b. Discussion topic: Should APSC support a change in the definition of Police Officer in AK Statutes?

To include: Marijuana control board investigators, State park rangers, AK RR police, etc. Such action would require legislative change needs to be comprehensive.

Discussion followed:

Motion: Table for next meeting in February.

Doll first and Nieves seconded. No objections. Motion passed unanimously.

Subcommittee appointed to explore this topic:

Papasodora, Nieves, Shackelford, Griffiths

New Business

a. “Pretrial services officer” regulatory changes:

SB 91 created Pretrial Services Officers and provided for them to be hired and trained, but did not directly add them to APSC’s certification requirement. DOC and DOA Administrative determined they would treat them like a DOC probation and parole officers, so APSC has been treating them the same. Our regulations, just adopted, added them to our regulations; but, for clarity, the statutes need to be modified to clarify they fall under APSC jurisdiction.

DOC asked that they be allowed to pursue the statutory changes, but we may not know the status of those changes until January. If they are not proposed and addressed in this legislative session, APSC can revisit the necessary changes and pursue them in the future. In the meantime, the council can testify, should they choose to do so, in a supportive position?

Motion: Letter of support for this issue to the legislature

Swihart moved and Belden seconded. No objections. Motion passed unanimously.

b. Yakutat PD Academy ‘Waiver’

Bob Beasley, former Chief in Yakutat spoke to council about Skaflestad, supporting his past training and experience as an officer in Hoonah and subsequent reserve officer.

Arlen Skaflestad – request a ‘waiver’ to two-week recertification academy instead of having to attend a full academy. He was previously a certified officer when he worked for DPS and later, Hoonah, PD. Since then he’s been the Fire Chief and Harbormaster in Hoonah while also serving as a reserve police officer for all but one chief of police.

Corey Rowley, current Chief Yakutat PD and John Erickson, Yakutat city manager, both testified in support of the officer being granted permission to attend the two-week course.

Council discussion:

Do we have authority to grant the waiver? Should we grant request for waiver? Per Andrew Peterson (DOL) and the ED, the council cannot waive a regulation, but can interpret what the regulations mean. That interpretation then establishes precedence for future cases.

Although he may have been a reserve officer, APSC has no records of this, since they only require documentation for, train, track, and certify full time officers.

The Council adopted a policy of recognizing other law enforcement experience, in non-certified positions, when addressing whether certifications should lapse or expire and for credit towards higher levels of certification. Does officer Skaflestad’s part time and/or volunteer status as a reserve police officer in Hoonah keep his certification active?

His initial application for the two-week recertification academy was denied by the E.D. due to his expired certification and his not having served as a full-time LEO. He has no known disqualifiers for (re)certification.

Small towns have lots of people with part time status in multiple roles, and we should not discount their contribution to the community.

QUESTION: Is his service as a reserve officer sufficient to override the expiration of his police certification? If it is, then he would be eligible for the two week academy.

The Council must enforce regulations equitably; and support the ED in proper enforcement, we do not have the ability to grant waivers from our regulations.

MOTION: APSC Director to gather further documentation, review the Skaflestad case, and answer the question; “Does reserve police officer service qualify in this case to prevent the officer’s certificate lapse in 2011,” and, would that qualify him to attend the two-week ALET academy rather than a full basic training academy?

Papasodora moved and Hamon seconded. No objections. Motion passed unanimously.

c. Future Meetings

Next meeting on May 8, 2018 in Fairbanks at APOA conference

Suggestion: have one of our meetings per year in Juneau during legislative session.

Motion: to have a meeting in Juneau once a year during the legislative session to connect with legislators – February 2018

Comer moved and Doll seconded. No objections. Motion passed unanimously.

Adjourn to Executive Session

Motion to adjourn from general meeting to Executive Session to address subjects that may tend to prejudice the reputation and character of individuals and for deliberations on adjudicatory proceedings.

Swihart moved and Comer seconded. No objections. Motion passed unanimously.

ED Griffiths was excused from the executive session during the presentation and deliberation in case #2016-20 Dave Wilson, Alaska DOC.

Report from the executive session

Reconvened to General Session; roll call was taken; all members previously in attendance remained.

Following deliberations during the Executive Session, Chair Swihart called the General Session back to order. The following actions were taken:

2017 08, Mark Adams: Motion: To sustain the Executive Director’s finding of disqualification for certification as a police officer. Shackelford moved and Doll seconded. A roll call vote was conducted. Motion passed 8 in favor; 2 no votes- Craig and Papasodora.

McKenzie Clark: Motion: To sustain the Executive Director’s finding of disqualification for certification as a police officer. Doll moved and Comer seconded. A roll call vote was conducted. Motion passed 10 in favor.

2017-24, Eric Meier: Motion: To sustain the Executive Director’s finding of disqualification for certification as a police officer. Papasodora moved and Nieves seconded. A roll call vote was conducted. Motion passed 10 in favor.

2017-16, Kent Preston: Motion: To sustain the Executive Director's finding of disqualification for certification as a police officer. Shackelford moved and Wallace seconded. A roll call vote was conducted. Motion passed 9 in favor. One recusal- Swihart.

2017-12, Matthew Ezell: Motion: To accept the voluntary relinquishment of police certification. Nieves moved and Doll seconded. A roll call vote was conducted. Motion passed 10 in favor.

2016-20, Dave Wilson: Motion: To accept the ALJ decision with the recommended changes incorporated by the Administrative Law Judge. Shackelford moved and Papasodora seconded. A roll call vote was conducted. Motion passed 9 in favor. One recusal- Belden. Excused from deliberations – Griffiths.

Persons to be heard and council comments

None

Adjournment and next scheduled meeting

The next regularly scheduled meeting of the APSC will be in Fairbanks on May 8, 2018. [Note this was subsequently changed to May 7, 2018]

There being no further business to come before the Council, it was moved by Doll and seconded by Comer to adjourn the meeting. The motion passed unanimously.

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Meeting Minutes Approved at Juneau, Alaska on February 13, 2018



Executive Director's Report to Council

November 17, 2017

Activities:

After our March 29th council meeting, your APSC staff:

- Staff completed the office move at the end of April, continuing into May; Construction crews finally vacated the premises in July when the Office of Public Advocacy and the Public Defender Agency moved into the first floor of the building. Everyone is welcome to come visit but be aware the building is secure so you will need to contact us to let you in.
- Our shared conference room with CDVSA underwent an equipment upgrade to include videoconferencing and Smartboard technology integration. We hope that this new equipment will assist the council with improved video/teleconferencing capabilities.
- APSC's webpage was redesigned to conform to the states new design standards in October.
- Coordinated with the AK Department of Law (DOL) on the proposed regulation changes (Project # JU2017200026) that the council passed in March; the DOL felt they needed to be reworded and re-ratified by the council; this was done in our short teleconferenced meeting July 25th.
- For the remainder of the extended legislative session APSC Staff coordinated with the Legislature on proposed legislation, including testifying, attending hearings, preparing bill analysis and fiscal analysis documents for those bills having impact on APSC, public safety training, and public safety, generally;
- Continued our many ongoing misconduct investigations; opened 17 new cases and closed 13 existing cases. For your evaluation and findings in this meeting we are forwarding one voluntary certificate surrender and four appeals to the council of Executive Director's denials of eligibility for certification.
- Responded to 55 formal records requests, up to and including national media organizations. Addressed and responded to 20 formal complaints against officers and/or agencies received from the public, other state agencies, or legislators;
- Participated in one OAH case fact-finding hearing the week of May 22nd;
- Continued day to day operations; reviewing certification applications and validating course curriculum; responding to reciprocity and other information requests;
- APSC Training Coordinator Rob Heide co-taught a Methods of Instruction Course in Anchorage in October. Several other classes are planned around the state in the next few months; and,
- I travelled to Phoenix, AZ, from November 12 to 16 to attend the western regional meeting of the International Association of Directors of Law Enforcement Standards and Training (IADLEST). It has been nearly two years since I was last able to attend one of their meetings. DPS Academy Director Lt. Chad Goeden accompanied me on this trip, courtesy of a federal grant. In addition to productive, collaborative, meetings we were treated to a guided tour of the Phoenix Police Academy. Three items emerged from this trip that the council may wish to address in the future:

- Most states require a minimum amount of in-service training each year to maintain certification; Alaska requires no such training.
- Most states offer Management and Executive Level certifications and many offer specific training courses to help their membership in attaining leadership experience and these certifications.
- Arizona POST has the authority to suspend officer's certifications for periods of time based upon the severity of the determined misconduct. Our regulations do not currently support this concept.

Statistics:

During Fiscal Year 2017, APSC has processed, generated, sponsored and/or scheduled:

Training Events Sponsored	39	Except Academies (all planned or held)
Officers Attending Courses	494	APSC Sponsored Courses
Sponsored Training Hours Delivered	13303	Excluding Basic Academies, 2-Week & MCO
Sponsored Academy Attendees	72	ALET 29, CTC 8, 20 Recert, 15 MCO
Sponsored Academy Training Hours Delivered	36065	Excludes Corrections, APD Officers, Troopers, VPOs & VPSOs
Certificates issued	244	All Certifications
Instructor Certifications	80	Including Renewals
Course Certifications	92	Including Renewals
New Investigations Initiated	31	40 Cases closed or resolved
OAH Hearing Events Held	81	Final

Fiscal year 2018:

Training Events Sponsored	0	Except Academies (all planned or held)
Officers Attending Courses	0	APSC Sponsored Courses
Sponsored Training Hours Delivered	0	Excluding Basic Academies
Sponsored Academy Attendees	33	ALET 20, CTC 13,
Sponsored Academy Training Hours Delivered	27750	Officers sponsored by APSC only
Certificates issued	176	All Certifications
Instructor Certifications	37	Including Renewals
Course Certifications	30	Including Renewals
New Investigations Initiated	11	8 Cases closed or resolved
OAH Hearing Events Held	0	Reported Quarterly

Administrative Hearings/Appeals:

Case Status:

1. Anthony Henry, APD; APSC 2015-07, OAH No. 16-0315-POC. By agreement, this case has been set aside pending the outcome of a related federal civil case between Henry and the MOA.
2. David Wilson, DOC: APSC #2016 – 20, OAH #16-1009 POC. This case hearing was held the week of May 22, 2017. The recommended findings must be considered by the council in this meeting and are included in your executive council packets.
3. Valent Maxwell: APSC #2015-12, OAH#16-0134-POC; Alaska Court # 1KE-17-00069CI. Appeal of Council's action filed with Superior Court. Council is being represented by

Andrew Peterson.

4. Antoni Hoiby: APSC #2015-20, OAH #16-0545-POC; Alaska Court # 3AN-17-06838CI. Appeal of Council's action filed with Superior Court. Council is being represented by Andrew Peterson.
5. David N Johnson: APSC #2015-11, OAH #16-0383-POC; Alaska Court #3HO-17-00345CI. Johnson filed his court appeal on 11/2/2017 although the court ordered that "Appeal Not To Proceed Until Appeal Cost Bond Is Paid or Waived." Further, his decision was filed on 4/17/2017 and delivered to all parties on 4/19/2017; Johnson's petition to the court is not timely. Council's Representation will be Andrew Peterson.

Council and Command Changes across the state:

- One of our long-standing council members, Berni Troglia, was promoted within the DOC to a position making her ineligible for her current council seat. Many thanks to Berni for her ten years of service on the council. As of this date the Governor has not replaced her.
- Anchorage Police Chief Justin Doll was appointed to the council by the Governor in August, replacing Chief Bryce Johnson (Juneau).
- Chief Johnson's departure in Juneau led to the promotions of Ed Mercer to Chief, Lt. Dave Campbell to Deputy Chief and Krag Campbell to Lieutenant.
- Jake Wyckoff is now the Acting Director of Institutions for DOC
- Roger Bacon left the Chief of Police position in Sand Point and is now an officer in Skagway.
- Hal Henning, formerly Seldovia COP is the new Chief in Sand Point
- Burke Waldron (AST Retired) is not the Chief of Police in Bethel
- Joe White is now Chief of Police in Ketchikan
- Corey Rowley replaced Bob Beasley as COP in Yakutat
- Mark Sivertsen is the new Airport Security Director for the Ketchikan Airport Police

Issues:

Village Police Officers:

Managing Village Police Officer training and certification continues to be a challenge for APSC staff. For example, following the Council's decision in May, to disqualify two VPO's serving in Nunapitchuk due to their prior criminal convictions, the officers and community leaders were immediately notified. Despite this, they remain serving in their roles within the community.

Yuut Elitnaurviat (the Bethel VPO academy) Director, Dennis Dishion, who we'd previously met with in January to discuss better coordination on the VPO academy, left the organization and was recently replaced. DPS's VPSO program manager, Capt. Andrew Merrill, and I will be traveling to Bethel on December 11th to meet with the new director, Mike Hoffman. We will be encouraging the institution to tap into federal tribal justice grant funding to help support training for VPO's, as neither DPS nor APSC have funding to sponsor the academy, due to budget cuts and lagging training surcharge revenues.

APSC is still gathering curriculum information about the 14-day VPO academy and evaluating the program for certification.

Two issues continue to be concerns:

1. VPO regulations are a small subset of our regulations and many of the qualifications, or more importantly, the disqualifications, are omitted, as compared to police officers' language. This includes disqualifications for drug use and DV convictions. Many of the necessary definitions of terms from police and corrections regulations are omitted from VPO language. Staff would like the council to discuss this to determine if the regulations should be modified.

2. We learned that because of federal regulation, APSC cannot “take fingerprints” and submit them to DPS for background checks without a statutory change specifically authorizing it. Many of our smallest agencies do not have direct APSIN/NCIC access, thus they are unable to run their own fingerprint-based background checks on applicants, which is a regulatory requirement.

Standards for courses other than Academies:

The council currently regulates minimum attendance and passing scores for basic training academies. Other than the council mandating the required topical areas within the Methods of Instruction (MOI) course, the Council has not regulated or set minimum performance standards for other, more advance courses. We see a wide variety in performance measurement strategies for different courses and instructors; from none, in courses such as Street Survival or the Reid Method of Interrogation, to 90% written and performance for firearms instructor certification courses. The council, through its staff, has traditionally delegated the performance standards to the instructor or sponsoring agency.

An issue arose recently when APSC co-taught a MOI course where the primary instructor set an 80% performance standard (written & practical) as a passing score. Students were advised and course materials documented the instructor’s performance expectations. The instructor considers the course key to assuring quality instructors are developed and later certified by APSC (MOI course completion is a pre-requisite to instructor certification).

Unfortunately, several students were unable to meet these standards and failed the class; at least one officer missed passing by one question on the written exam. That officer’s Chief was not pleased by what they characterized as an arbitrary and inflexible performance standard and petitioned APSC staff to intervene. APSC attempted, unsuccessfully, to mediate the disagreement; and the instructor finally refunded the department for the cost of the officer’s attendance. The chief indicated he may bring the matter before the council for them to address. I bring this matter to the council’s attention as, lacking other direction from the council, APSC staff intend to follow traditional protocols by allowing the instructor and/or sponsoring agency to set reasonable performance standards for courses other than basic academies.

Regulations:

Changes Adopted: Certification and Denial of Certification, (Project #JU2017200026)

The regulatory changes adopted by the council at our July 25, 2017, meeting regarding certification, denial of certification, and disqualification of certain police officer applicants, police officer trainee applicants, and probation, parole, correctional, and municipal correctional applications went into effect on September 1, 2017. These changes are reflected in the current version of the APSC user’s guide bearing that date and available online from our website.

Proposed Changes - Instructor Certification, Project # JU2017200427:

As discussed previously in prior meetings and reports; pursuant to current regulations, APSC issues several types of Instructor Certificates: Police, Corrections & General. Each instructor is certified to teach a specific course based upon their experience, education and training. For each type of certificate there are slightly different requirements. As state and local revenues continue to decline, impacting agencies’ training options, we feel that any properly qualified instructor should be able to provide training to any profession and the requirements should be the same. For example; if the DOC is providing a course on defensive tactics, police should be able to attend and, more importantly, police instructors could be used for the course. Probation/Parole officers having firearms training should be able to be taught by either a police or corrections instructor.

As directed by the council in the March meeting, staff drafted proposed regulatory changes consolidating the three separate types of instructor certificates, to one, "Law-Enforcement Instructor," certification. These proposed changes, along with associated changes in the types of training courses certified and some housecleaning matters, were published for public comments and questions; no questions or comments were received from the public.

The packet of final draft proposed changes is now before the council for consideration of adoption; there will be no public testimony on these changes, as the comment period has passed. The meeting packet contains two copies of the proposed regulations; the PDF copy was published and distributed for comment. In the intervening months, APSC have made slight edits to this document to correct typographical errors and to bring it further into compliance with the formatting requirements (font, line/margin spacing, clarity, readability and word choices) dictated by the state; no substantive changes were made in this edition. The final proposed version, appropriately named and saved in MS Word format for possible editing by the Council during considerations and deliberations, is also included in your packets.

Policy & Procedure Development:

None currently proposed.

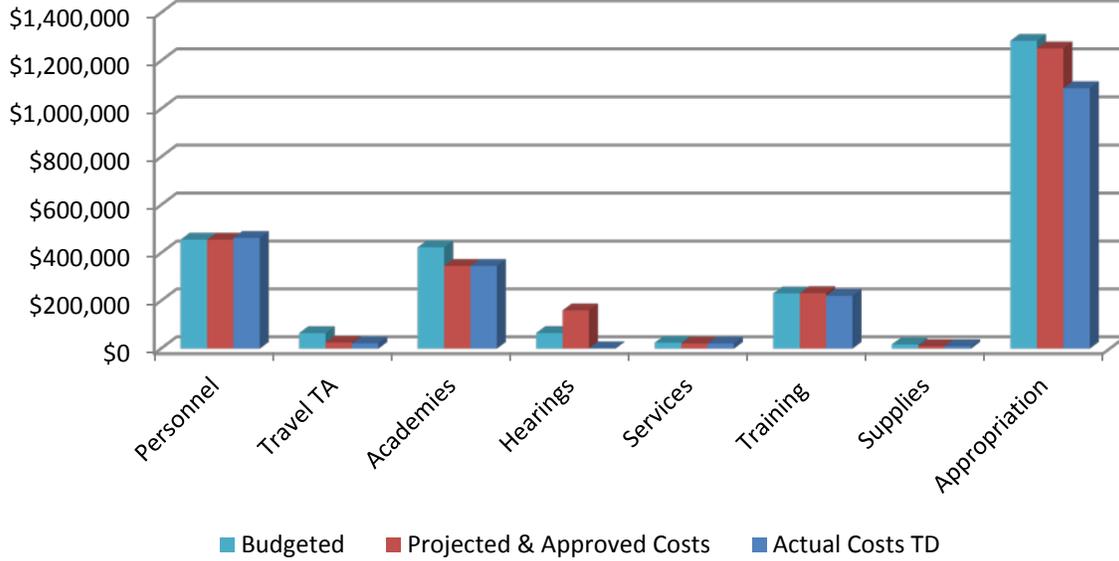
Finances:

Fiscal Year 2017:

At the end of FY 2017, APSC collected only 81% of the projected revenues anticipated and budgeted for the fiscal year. As year-end approached, we projected a significant overspend of our budget, due to the unexpected and unbudgeted costs of Administrative Hearings. Thankfully, this situation was averted when DPS agreed to assume the cost of those hearings, a portion of our administrative overhead expenses, in addition to the costs of the 2017 recertification academy. APSC limited all other expenditures including advanced training that had not yet been obligated. As a final result, APSC managed to reduce the final spending to 85% of our overall budgeted amounts.

Our expenses (\$1,086K) exceeded collected revenues (\$982K) which forced us to dip into the annual carryover fund to avoid overspending. Thus, rather than the customary and authorized \$125K carryover, we were only able to carry \$53K into FY2018. This impacts FY 2018 budget.

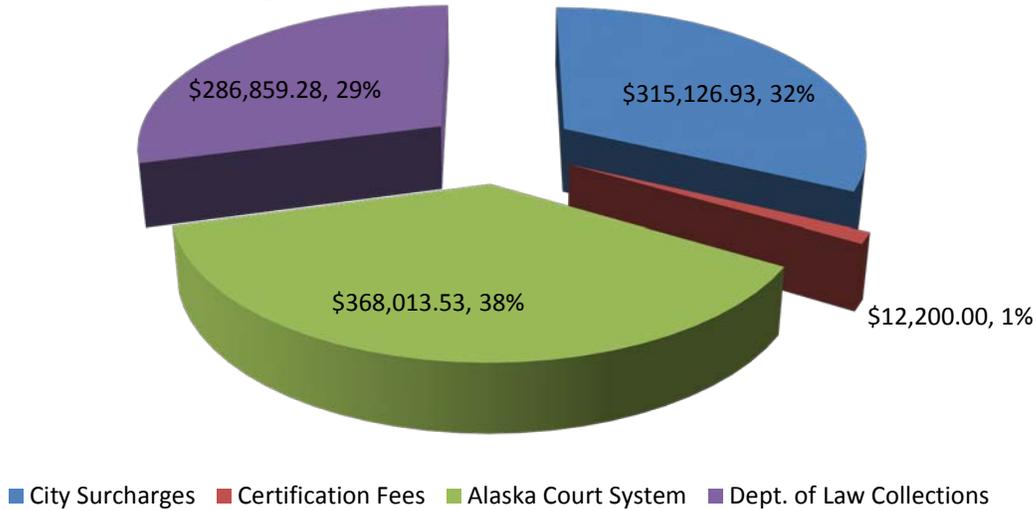
Actual Expenses -Fiscal Year 2017



Actual Expenses, FY-2017

State Budget Lines	Item	Budgeted	Projected & Approved Costs	Projected % Budget	Actual Costs TD	Actual Cost TD % Budget
125003000- 1000	Appropriation	\$455,700				
Current Budget	Personnel	\$455,700	\$455,700	100%	\$463,100	102%
125003000- 2000	Appropriation	\$134,700				
Current Budget	Travel TA	\$64,700	\$25,300	39%	\$21,893	34%
125003000- 3000	Appropriation	\$655,000				
Current Budget	Academies	\$424,000	\$346,085	82%	\$346,085	82%
Current Budget	Hearings	\$65,000	\$160,000	246%	\$1,601	2%
Current Budget	Services	\$25,000	\$21,555	86%	\$21,555	86%
Current Budget	Training	\$231,000	\$232,139	100%	\$221,196	96%
Current Budget	Total	\$745,000	\$759,780	102%	\$590,437	79%
125003000- 4000	Appropriation	\$37,500				
Current Budget	Supplies	\$17,500	\$10,544	60%	\$10,544	60%
Total	Appropriation	\$1,282,900	\$1,251,324	98%	\$1,085,974	85%

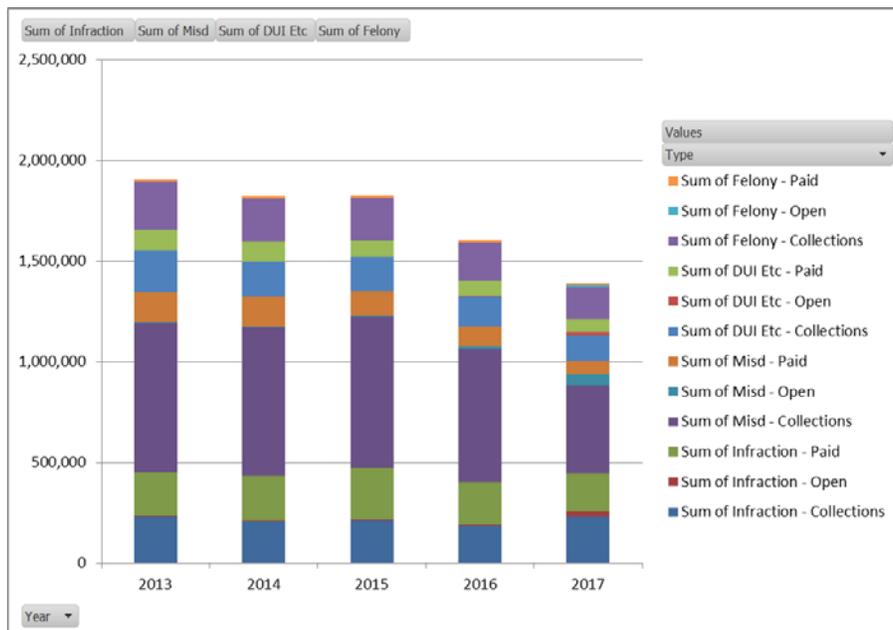
FY 17 Actual Revenues :
Target \$1.2M - Actual \$982.2K



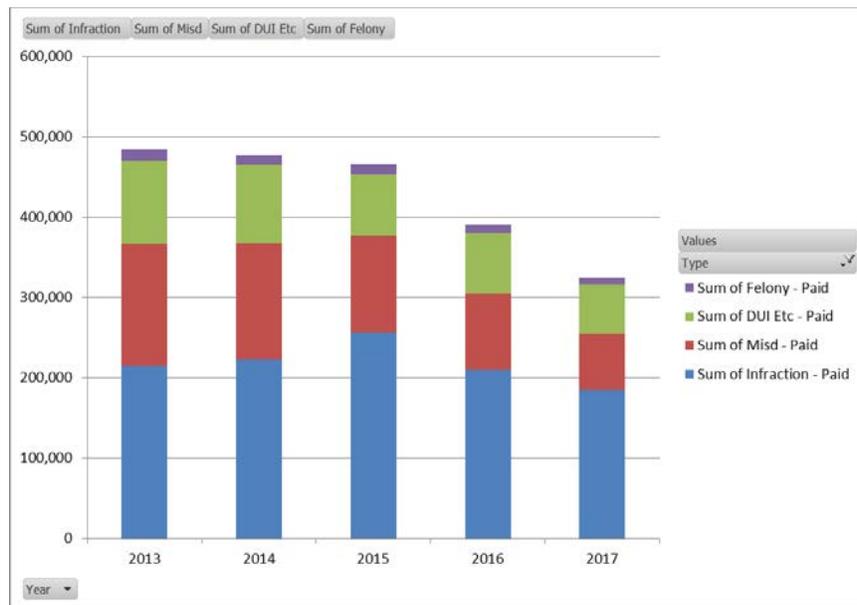
Declining Police Training Fund Surcharge Revenues:

The question as to why the police training surcharge revenues have decreased has been asked many times. To try to identify some of the causes we asked the Alaska Department of Law and the Alaska Court system for information regarding historical surcharges assessed and collected. We did not ask for this information from municipal agencies so municipal surcharge and collections amounts are not reflected in the following discussion, except where noted.

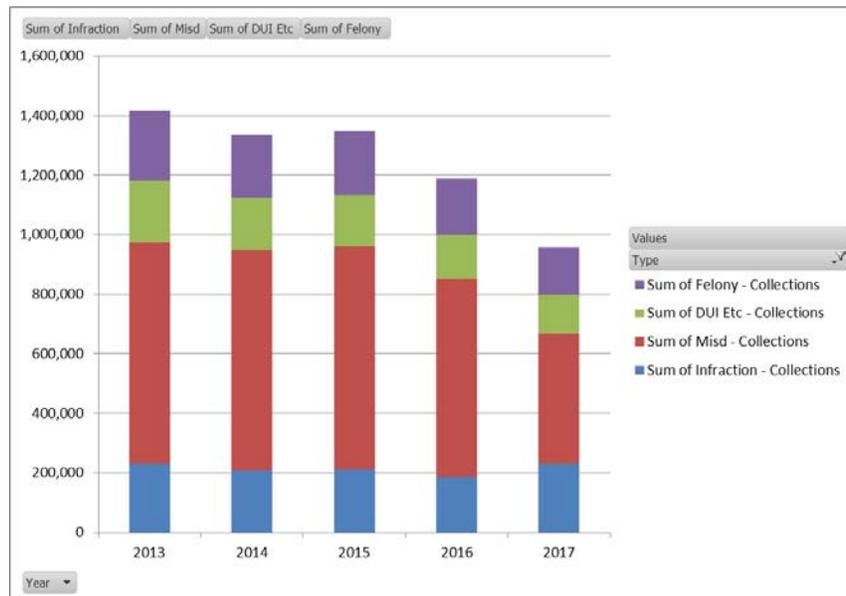
Since 2013, total police training surcharge revenues assessed and collected by the state courts have declined; revenues from municipal surcharges mirror this decline:



Alaska Court System Assessed Training Surcharges per year, by type and status



Alaska Court System revenues paid to the courts per year, by surcharge type.



Assessed training surcharges, by surcharge type, turned over to collections by the courts.

Over this five-year period, nearly 75% of assessed surcharges remained unpaid and were turned over to collections, notably, only 5% of Felony surcharges and less than 15% of misdemeanor surcharges are paid to the courts:

Surcharge Type	Sent to Collections	Still Open	Paid to Court	Total Assessments	% Paid to ACS
\$10 Infraction	\$1,066,183	\$41,856	\$1,089,166	\$2,197,205	49.57%
\$50 Misd.	\$3,336,863	\$78,096	\$581,368	\$3,996,327	14.55%
\$75 DUI Etc.	\$830,147	\$21,283	\$414,991	\$1,266,421	32.77%
\$100 Felony	\$1,017,089	\$18,840	\$57,321	\$1,093,250	5.24%
Total:	\$6,250,282	\$160,076	\$2,142,846	\$8,553,203	25.05%

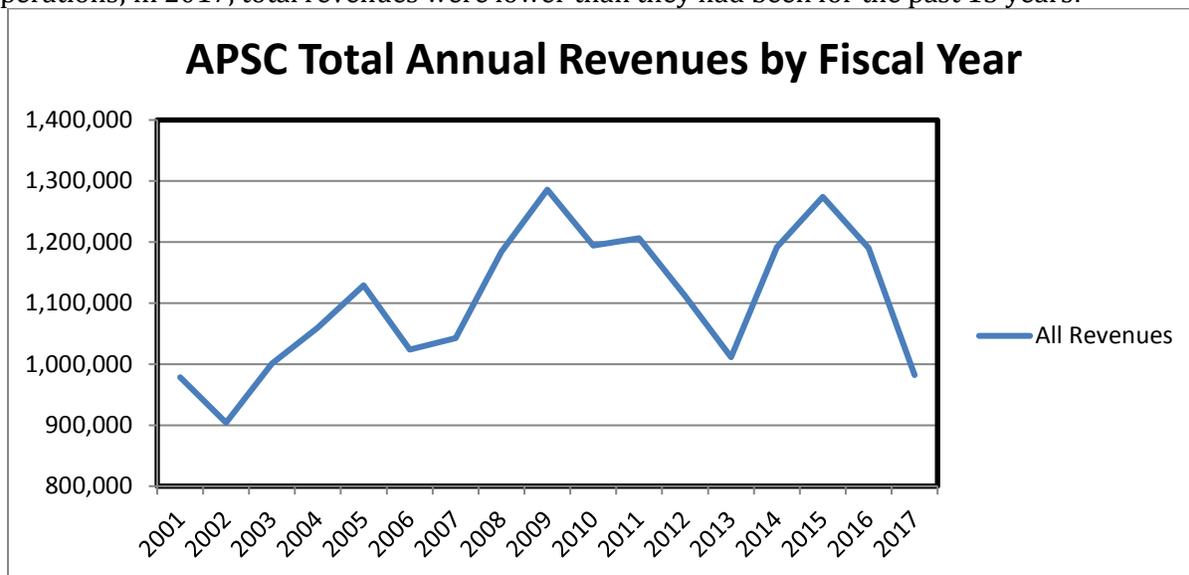
2013 through 2017 Total State Surcharges Assessed and Collected by State Courts by Surcharge Type

On July 1, 2017, APSC saw a snapshot of the outstanding police training fund surcharge debt when the Alaska Department of Law turned over debt collection responsibilities for the state to the Department of Administration (DOA) Shared Services. They turned over 75,755 different collections accounts, totaling \$3,647,317:

Department of Law Collections Unit Police Training Surcharge (PTS) Report AS 12.55.039			
	PTS Collected	\$ PTS Rec'd from ACS	# of PTS Accts Rec'd
FY17	\$286,859	\$639,744	16421
FY16	\$411,502	\$861,908	19633
FY15	\$437,118	\$962,214	23007

Alaska Department of Law Collections of unpaid police training surcharges and accounts referred for collection from the state courts

One final graph to emphasize the trend of decreasing funding available for training and APSC operations; in 2017, total revenues were lower than they had been for the past 15 years:



APSC revenue per year; all sources.

No single causal factor emerged from our analysis of declining police training surcharge revenues; however, several significant factors have been identified:

1. The clear majority of offenders appear to ignore fines and surcharges imposed by the courts; from over 50% of minor traffic offenders to nearly 95% of convicted felons failed to pay their surcharges to the state court, we must assume municipal courts are experiencing similar rates;
2. Collections of past due police training surcharge funds are highly correlated to the amount of the annual Alaska Permanent Fund Dividend;
3. The decline in the number of state law enforcement officers and/or prosecutors, and the 'decriminalization,' or reduction in level of criminal offences; or, a combination of these factors, has led to a notable decrease in court surcharge assessments (AKA: a decrease in crime/offense convictions); and

- The court decision in *Miller v. State*, 382 P.2d 1192 (Alaska Court of Appeals, 2016) limited the court to imposing only one police training surcharge per case, rather than for each offense the defendant was convicted. While the Miller case dealt with his conviction for more than a hundred counts of possessing child pornography, as well as two counts of soliciting other people to tamper with evidence, the effect of this decision was to limit even traffic offenders from being assessed more than one police training surcharge per court case.

Fiscal Year 2018:

IRIS Budget Lines	Item	Budgeted	Prelim Costs	% Budget	Actual Costs	% Budget
125003000- 1000	Authorized by Legislature					
Current Budget	Personnel	\$469,700	\$469,700	100%	\$158,052	34%
125003000- 2000	Authorized by Legislature	\$124,700	\$12,265	10%		
Current Budget	Travel TA	\$36,000	\$12,265	34%	\$0	0%
125003000- 3000	Authorized by Legislature	\$655,000				
Current Budget	Academies	\$400,000	\$315,895	79%	\$0	0%
Current Budget	Hearings	\$30,000	\$30,000	100%	\$0	0%
Current Budget	SOA 'Core Services'	\$74,000	\$74,189	100%	\$74,189	100%
Current Budget	Training	\$0	\$1,400		\$1,400	
Current Budget	Total	\$504,000	\$421,484	84%	\$75,589	15%
125003000- 4000	Authorized by Legislature	\$37,500				
Current Budget	Supplies	\$12,000	\$9,399	78%	\$9,399	78%
Totals	Projected real budget	\$1,021,700	\$912,848	89%	\$243,040	24%
FY18 Authorized Budget	Legislative spending authority.	\$1,286,900				
Projected Funding	Projected possibly avail funds	\$1,049,010	\$136,162			

APSC FY 2018 Budget and Expenses as of 11/13/2017

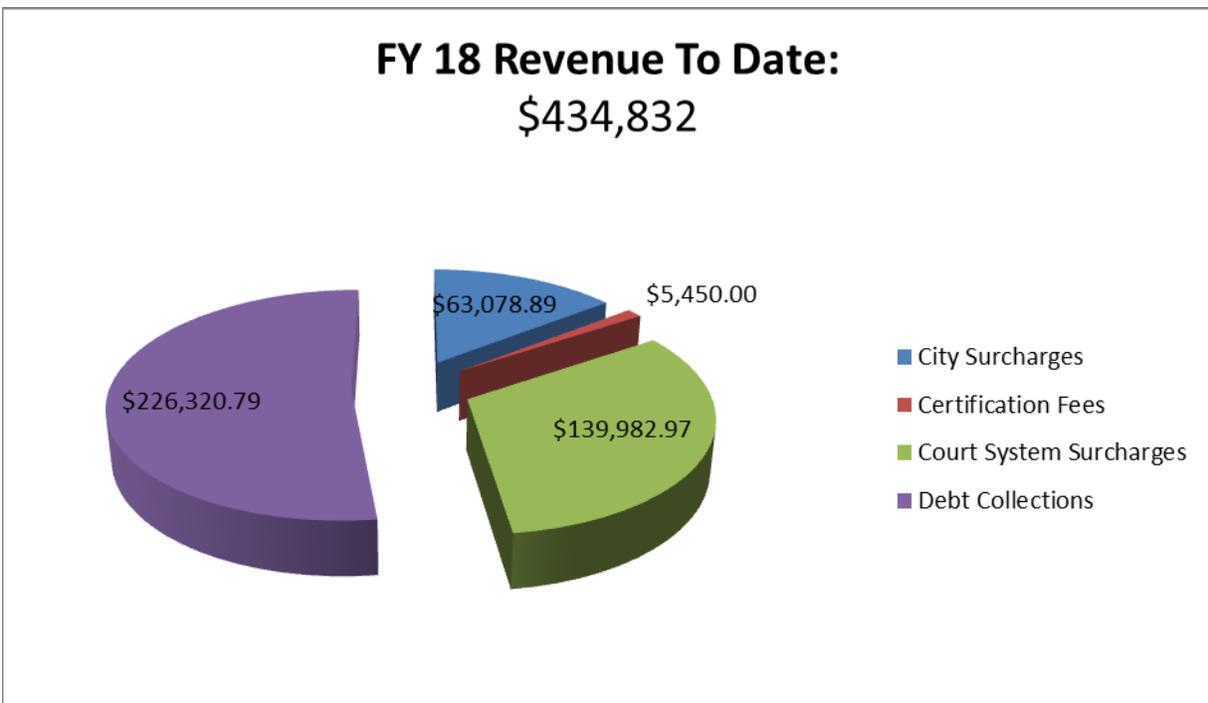
Shrinking revenue and the much smaller carryover from fiscal year 2017 has dictated a very lean budget for this fiscal year, as the preceding chart details. APSC has instituted a policy that restricts all training funds for use only in funding basic municipal police recruits to academies; agencies are now having to pick up the cost of their officers' reciprocity academy attendance and any elective advanced training. Most of our travel funding, beyond that required to support APSC council meetings, has been/will be transferred to support maximum training.

While our finances are restricted, APSC staff are doing their best to support and promote training opportunities. Our Training Coordinator is offering several Methods of Instruction courses at no cost to agencies or attendees, to support the need for additional certified law enforcement instructors.

Before the council for resolution in this meeting is the question of how best to allocate estimated remaining and future academy funding. Due to the unfortunate departure of three APSC funded attendees to the ALET 2017-2 academy, we will have slightly more funding available to fund attendees to the ALET 2018-1 academy than we initially projected. The estimated \$85K remaining will fully fund 8 students, or it can be distributed among all future municipal academy attendees and their agencies.

Revenue Sources	Revenue
City Surcharges	\$63,078.89
Certification Fees	\$5,450.00
Court System Surcharges	\$139,982.97
Debt Collections	\$226,320.79
Total Collected Revenue	\$434,832.65
Carry over from FY17	\$53,000.00
Grand Total	\$487,832.65
Projected revenue (Last year's actual revenue)	\$996,010.00
Progress Actual vs projected YTD	44%
Projected actual cash to spend (No remaining carryforward)	\$1,049,010.00

APSC Revenue Collected/Projected for FY 2018 as of 11/17/2017



APSC Revenue Collected for FY 2018, by source, as of 11/17/2017

Planned Activities:

APSC MOI Courses: Week of February 26, 2018 - Juneau

APSC Spring meeting – May 8, 2017 – In concert with the Fairbanks APOA bi-annual training conference.

OAH Hearings Currently Scheduled: None.