

CLERK'S OFFICE

APPROVED

Date: 3-2-04

ANCHORAGE, ALASKA

AO NO. 2004-61

Submitted by: Assembly Chair Traini

Prepared by: Department of Assembly

For reading: February 17, 2004

1 AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING
2 AO-2003-155(AM), SECTION 4, EFFECTIVE DATE OF AMENDMENTS TO
3 ANCHORAGE MUNICIPAL CODE SECTIONS 8.65.030, SOLICITING, 9.28.026 AND
4 9.28.027 RELATING TO IMPOUNDMENT AND FORFEITURE OF VEHICLES
5 OPERATED, DRIVEN, OR IN THE PHYSICAL CONTROL OF AN INDIVIDUAL
6 DURING THE COMMISSION OF THE OFFENSE OF SOLICITING FOR PROSTITUTION.
7

8
9 THE ANCHORAGE ASSEMBLY ORDAINS:

10
11 Section 1. AO 2003-155(AM) is amended to read as follows:

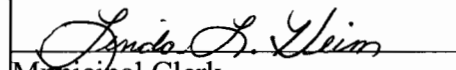
12
13 Section 4. This ordinance shall become effective on June 1, 2004 [IMMEDIATELY
14 UPON PASSAGE OF AUTHORIZING STATE LEGISLATION].
15

16
17 Section 2. This ordinance shall become effective immediately upon its passage and approval by the
18 Assembly.
19

20 PASSED AND APPROVED by the Anchorage Assembly this 2nd day of March,
21 2004.
22

23
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25
26 
27 Chair

28 ATTEST:
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31

32 
33 Municipal Clerk
34 Deputy
35
36



MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM
AM NO. 194-2004

Meeting Date: February 17, 2004

From: Assembly Chair Dick Traini

Subject: AO 2004-61 — Amending AO 2003-155(AM) to Provide for an Effective Date of Implementation of the Ordinance Relating to Impoundment and Forfeiture of Vehicles Operated, Driven, or in the Physical Control of an Individual During the Commission of the Offense of Soliciting for Prostitution.

Ordinance serial number 2003-155(Amended) adopted on December 17, 2003, established that it would become effective immediately upon passage of authorizing state legislation. Subsequent research discloses that the City of Anchorage as a Home Rule Municipality is not required to seek statutory authority for impoundment of vehicles relating to the criminal activity of prostitution, unlike the state consistency requirement in Title 28 for motor vehicle offenses. This conclusion is supported by the Division of Legal and Research Services, Legislative Affairs Agency, State of Alaska.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D Traini'.

Dick Traini
Assembly Chair



MUNICIPALITY OF ANCHORAGE
ASSEMBLY INFORMATION MEMORANDUM

NO. AIM 21-2004

Meeting Date: March 2, 2004

From: Assembly Chair Traini

Subject: SUMMARY OF ECONOMIC EFFECTS FOR AO2004-61:

Attached is the Summary of Economic Effects for AO 2004-61, an ordinance of the Anchorage Municipal Assembly amending AO 2003-155(AM), section 4, effective date of amendments to Anchorage Municipal Code sections 8.65.030, soliciting, 9.28.026 and 9.28.027 relating to impoundment and forfeiture of vehicles operated, driven, or in the physical control of an individual during the commission of the offense of soliciting for prostitution.

Respectfully submitted,

Assemblymember Traini

MUNICIPALITY OF ANCHORAGE
Summary of Economic Effects -- General Government

AO Number: 2004- 61

Title: AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY
AMENDING AO-2003-155(AM), SECTION 4, EFFECTIVE DATE OF
AMENDMENTS TO ANCHORAGE MUNICIPAL CODE SECTIONS 8.65.030,
SOLICITING, 9.28.026 AND 9.28.027 RELATING TO IMPOUNDMENT AND
FORFEITURE OF VEHICLES OPERATED, DRIVEN, OR IN THE PHYSICAL
CONTROL OF AN INDIVIDUAL DURING THE COMMISSION OF THE
OFFENSE OF SOLICITING FOR PROSTITUTION.

Sponsor: Traini
Preparing Agency: Assembly

Others Impacted:

CHANGES IN EXPENDITURES AND REVENUES:		(In Thousands of Dollars)				
	FY03	FY04	FY05	FY06	FY07	
Operating Expenditures						
1000 Personal Services						
2000 Non-Labor						
3900 Contributions						
4000 Debt Service						
TOTAL DIRECT COSTS:						
Add: 6000 Charges from Others						
Less: 7000 Charges to Others						
FUNCTION COST:						
REVENUES:						
CAPITAL:						
POSITIONS: FT/PT and Temp						

PUBLIC SECTOR ECONOMIC EFFECTS:

The Anchorage Police Department reports that there have been 55 arrests for soliciting involving a vehicle in the last three years. That yields an average of 18 vehicles that would be impounded each year. Because all of the impounding costs and administrative fees are recovered from the defendant, the costs to the Municipality are negligible. APD also reports that, since 1998, there have only been four repeat arrests for solicitation. This yields less than one vehicle forfeited each year. Therefore, revenue from forfeitures would also be negligible.

PRIVATE SECTOR ECONOMIC EFFECTS:

Currently, all costs associated with impounding of vehicles are recovered from defendants. These costs include the towing and impound fee which varies on the basis of a competitive bid, and an administrative fee of \$390 (\$200 for declined cases).

Prepared by: Mike Gutierrez - Budget and Legislative Services

Telephone: 343-4763

	Facility Management		
	Planning		
	Project Management & Engineering		
	Street Maintenance		
	Traffic		
	Public Transportation Department		
	Purchasing		
	Municipal Attorney		
	Municipal Clerk		
	Other		
5	SPECIAL INSTRUCTIONS/COMMENTS		
	ADDENDUM - NEW PUBLIC HEARINGS, REF.		
	AO 2004-61		
6	ASSEMBLY MEETING DATE	03/02/04	7 PUBLIC HEARING DATE REQUESTED

200-61

1. Name of the person or organization		2. Address	
3. City		4. State	
5. Zip		6. Date	
7. Subject		8. Remarks	
9. Classification		10. Date	
11. Name of the person or organization		12. Address	
13. City		14. State	
15. Zip		16. Date	
17. Subject		18. Remarks	
19. Classification		20. Date	
21. Name of the person or organization		22. Address	
23. City		24. State	
25. Zip		26. Date	
27. Subject		28. Remarks	
29. Classification		30. Date	
31. Name of the person or organization		32. Address	
33. City		34. State	
35. Zip		36. Date	
37. Subject		38. Remarks	
39. Classification		40. Date	
41. Name of the person or organization		42. Address	
43. City		44. State	
45. Zip		46. Date	
47. Subject		48. Remarks	
49. Classification		50. Date	
51. Name of the person or organization		52. Address	
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55. Zip		56. Date	
57. Subject		58. Remarks	
59. Classification		60. Date	
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65. Zip		66. Date	
67. Subject		68. Remarks	
69. Classification		70. Date	
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73. City		74. State	
75. Zip		76. Date	
77. Subject		78. Remarks	
79. Classification		80. Date	
81. Name of the person or organization		82. Address	
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85. Zip		86. Date	
87. Subject		88. Remarks	
89. Classification		90. Date	
91. Name of the person or organization		92. Address	
93. City		94. State	
95. Zip		96. Date	
97. Subject		98. Remarks	
99. Classification		100. Date	

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5. Special instructions	
6. Assembly hearing	2/17/DA