

SENATE JOURNAL
ALASKA STATE LEGISLATURE
FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

MONDAY

April 14, 1986

Ninety-second Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 11:24 a.m.

The roll showed all members present.

The prayer was offered by the Chaplain, Captain Bradford Russell of the Salvation Army.

The Pledge of Allegiance was recited.

Senator Halford moved and asked unanimous consent that the journals for the eighty-ninth, ninetieth and ninety-first legislative days and Senate Supplement No. 65 be approved as certified by the Secretary. Without objection, it was so ordered.

MESSAGES FROM THE GOVERNOR

HJR 53

Message of April 11 was read, stating the Governor signed the following resolution and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE JOINT RESOLUTION NO. 53 am

Relating to the United States and Soviet Union
boundary dispute and the resources in the area
under dispute.

Legislative Resolve No. 37

SB 361

Message of April 11 was read, stating the Governor signed the following bill and transmitted the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

SENATE BILL NO. 361

An Act relating to powers of magistrates in the extradition of fugitives.

Chapter No. 12, SLA 1986

MESSAGES FROM THE HOUSE

Message of April 11 was read, stating the House passed and transmitted for consideration:

FIRST READING AND REFERENCE OF HOUSE BILLS

HB 305

CS FOR HOUSE BILL NO. 305 (FIN) by the Finance Committee, entitled:

"An Act relating to barbers, cosmetologists, and estheticians; and providing for an effective date."

was read the first time and referred to the Labor and Commerce Committee.

HB 426

CS FOR HOUSE BILL NO. 426 (HESS) by the Health, Education and Social Services Committee, entitled:

"An Act relating to the regulation of postsecondary educational institutions."

was read the first time and referred to the Health, Education and Social Services Committee.

HB 467

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 467 (JUD) by the Judiciary Committee, entitled:

"An Act relating to the herding of fish."
(with House Letter of Intent)

HB 467 cont'd

was read the first time and referred to the Resources Committee and the Judiciary Committee.

COMMUNICATIONS

The Secretary announced receipt of:

ALASKA PUBLIC UTILITIES COMMISSION SIXTEENTH ANNUAL REPORT TO THE ALASKA LEGISLATURE
Received March 27 in accordance with AS 42.05.211

ALASKA PUBLIC DEBT 1985
Prepared by Treasury Division, Department of Revenue, March 1986

REPORT OF THE GOVERNOR'S TASK FORCE ON FEDERAL-STATE-TRIBAL RELATIONS SUBMITTED TO GOVERNOR BILL SHEFFIELD
Received April 4 from the Governor's Office

ALASKA STATE TROOPERS 1985 ANNUAL DRUG REPORT TO THE ALASKA LEGISLATURE
Received from the Department of Public Safety

NORTHERN ALASKA HEALTH RESOURCES ASSOCIATION ANNUAL REPORT FY 1985

PROPOSED RESOURCE MANAGEMENT PLAN FINAL ENVIRONMENTAL IMPACT STATEMENT FOR THE CENTRAL YUKON PLANNING AREA
Received from the Bureau of Land Management

TANANA VALLEY STATE FOREST, FOREST MANAGEMENT PLAN RESOURCE ANALYSIS
Received from Department of Natural Resources, Division of Forestry

RURAL ALASKA COMMUNITY ACTION PROGRAM, INC. REPORT ON EXAMINATION OF FINANCIAL STATEMENTS, ADDITIONAL INFORMATION AND SUPPLEMENTARY FINANCIAL REPORTS, Year ended September 30, 1985
Received April 14 from RURALCAP

Copies of all reports are on file in the Office of the Secretary of the Senate.

STANDING COMMITTEE REPORTS

SB 319

The Finance Committee considered SENATE BILL NO. 319 (special education cooperative service unit) and recommended it be replaced with

CS FOR SENATE BILL NO. 319 (FIN), entitled:

"An Act creating the special education service agency; and providing for an effective date."

and a majority do pass. The report was signed by Senator Faiks, Co-Chairman and concurred in by Senators Eliason, Ferguson and Halford. Senator Kerttula signed "no recommendation".

Two fiscal notes are in Senate Supplement No. 66.

SENATE BILL NO. 319 was referred to the Rules Committee.

SB 365

Page 2295: Replace, because of a drafting error, CS FOR SENATE BILL NO. 365 (L&C) with

CS FOR SENATE BILL NO. 365 (2d L&C)
(providing that a broker is the agent of an insurer for payment of premium; efd)

SB 429

The Labor and Commerce Committee considered SENATE BILL NO. 429 (regulations that affect small businesses, small organizations, and small governmental jurisdictions; efd) and recommended it be replaced with

CS FOR SENATE BILL NO. 429 (L&C), entitled:

"An Act relating to regulations that affect small businesses and small municipalities; and providing for an effective date."

Senator Zharoff, Chairman and Senators Ray and Eliason signed "no recommendation".

SENATE BILL NO. 429 was referred to the Judiciary Committee.

SB 442

The Finance Committee considered SENATE BILL NO. 442 (reciprocal insurers that provide marine insurance; efd) and recommended it be replaced with

CS FOR SENATE BILL NO. 442 (FIN)

and a majority do pass. The report was signed by Senator Faiks, Co-Chairman and concurred in by Senators Kerttula, Halford, Paul Fischer, Eliason and Ferguson.

Fiscal note is zero.

Analysis from Division of Insurance, Department of Commerce and Economic Development: "The rule of the division in this marine insurance 'creation' bill is to advise, verify and act as a clearinghouse - coordinating agency for those charting reciprocal insurance companies. Professional services contracts to insurance service providers and specialist-attorneys will be essential to establish these reciprocals properly and legally. Estimated service company fees of \$50,000 the first year and attorney fees of \$25,000 to charter are minimum figures. These expenses will be borne by groups chartering the pools."

SENATE BILL NO. 442 was referred to the Rules Committee.

INTRODUCTION AND REFERENCE OF SENATE BILLS

SB 478

SENATE BILL NO. 478 by the Rules Committee by request of the Governor, entitled:

"An Act suspending the cost-of-living adjustment for the aid to families with dependent children program and the adult public assistance program; and providing for an effective date."

was read the first time and referred to the Health, Education and Social Services Committee and the Finance Committee.

Fiscal note is zero.

Analysis from Division of Public Assistance, Department of Health and Social Services: "NOTE: The FY87 Governor's revised budget assumes the suspension of the AFDC and APA FY87 COLA. See attached for analysis of FY87 AFDC and APA COLA decrements used in the FY87 Governor's revised request.

Suspension of AFDC (AS 47.25.320(d)) and APA (AS 47.25.-430(b) January 1, 1987 COLA

SB 478 cont'd

These state statutes require that AFDC and APA payments increase each January 1 by the same percentage increase as provided under federal law each January to Social Security and Supplemental Security Income recipients. The FY87 AFDC Governor's initial budget included a 3.7% COLA effective January 1, 1987. If legislation that suspended the automatic cost-of-living escalator clause were enacted, it would reduce FY87 AFDC formula need by 1003.7 (501.9 general fund).

The FY87 APA Governor's initial budget included a 3.7% COLA effective January 1, 1987. Legislation that suspends the automatic cost-of-living escalator clause would reduce FY87 APA formula need by 284.9 general fund.

Suspension of the AFDC and APA COLA are considered as a temporary measure only in view of falling State revenue and the diminished availability of resources to fund COLA increments in the near term.

The FY87 Governor's revised budget reduced AFDC and APA by 1003.7 and 284.9 respectively for suspension of FY87 COLA.

	<u>Total</u>	<u>Federal</u>	<u>GFM</u>	<u>GF</u>	<u>I/A</u>
<u>Aid to Families with Dependent Children (AFDC) component:</u>					
7458 AFDC caseload (January - June 1987) x \$22.43 average payment increase with 3.7% COLA effective 1/1/87 x 6 months	1003.7	460.9	501.9		40.9
<u>Adult Public Assistance (APA) component:</u>					
5112 APA caseload (January - June 1987) x \$9.29 average payment increase with 3.7% COLA effective 1/1/87 x 6 months		284.9		284.9	
TOTAL Assistance Payments BRU Reduction	1288.6	460.9	501.9	284.9	40.9"

Governor's letter dated April 14:

Dear Senator Bennett:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill to suspend the cost-of-living adjustment for the aid to families with

SB 478 cont'd

dependent children program and the adult public assistance program, during state fiscal year 1987. This bill is one more painful part of our efforts to contain state expenditures during this period of severe revenue shortfalls.

Under current state law (AS 47.25.320(d) and 47.25.430(b)), if federal benefits to these state/federal programs are increased because of an increase in the cost of living, a corresponding increase in state benefits is required. However, the state will not be out of compliance with federal requirements if the operation of these state statutes is suspended. It is the intent that, when these statutes again become applicable, they will not be given retroactive effect. In other words, if there is a three percent cost-of-living increase in FY 87 and another one in FY 88, only that second three percent increase would be given effect.

Sincerely,

/s/ Bill Sheffield

Bill Sheffield
Governor

CONSIDERATION OF THE CALENDAR

SB 100

Senator Halford moved and asked unanimous consent that SENATE BILL NO. 100 be held to the April 15 calendar. Without objection, the bill will be on the April 15 calendar.

SB 294

Senator Halford moved and asked unanimous consent that SENATE BILL NO. 294 be held to the April 15 calendar. Without objection, the bill will be on the April 15 calendar.

SB 469

Senator Halford moved and asked unanimous consent that SENATE BILL NO. 469 be held to the April 15 calendar. Without objection, the bill will be on the April 15 calendar.

HB 409

Senator Halford moved and asked unanimous consent that CS FOR HOUSE BILL NO. 409 (TRSP) be held to the April 15 calendar. Senator Coghill moved and asked unanimous consent that the motion be amended and CS FOR HOUSE BILL NO. 409 (TRSP) be held to the April 16 calendar. Without objection, the bill will be on the April 16 calendar.

SJR 48

Senator Halford moved and asked unanimous consent that SENATE JOINT RESOLUTION NO. 48 be held to the April 15 calendar. Without objection, the resolution will be on the April 15 calendar.

SJR 41

Senator Halford moved and asked unanimous consent that SENATE JOINT RESOLUTION NO. 41 be returned to the Rules Committee. Without objection, the resolution was returned to the Rules Committee.

CITATIONS

Honoring - Lions District 49A and 49B, District
49A Lions Foundation
by Representatives Pignalberi, Furnace, Gruenberg,
Marrou, Hanley, Jenkins and Cotten
Senators Kelly, Bennett, Sturgulewski, Rodey,
Halford, Vic Fischer and Kerttula

Honoring - The Sisters of Saint Ann in Alaska
1886-1986
by Representatives Wallis, Martin, M.M. Miller and
Hurley
Senators Sackett, Sturgulewski, Bennett, Ray,
DeVries, Rodey, Halford, Vic Fischer and
Kerttula

Senator Halford moved and asked unanimous consent that the citation calendar be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

UNFINISHED BUSINESS

HB 561

Senator Faiks, Co-Chairman, moved and asked unanimous consent that CS FOR HOUSE BILL NO. 561 (FIN) am (public use cabins; efd) have an additional referral to the Finance Committee. Without objection, it was so ordered.

CS FOR HOUSE BILL NO. 561 (FIN) am was referred to the Resources Committee and the Finance Committee.

SB 220

Senator Sturgulewski, Chairman, moved and asked unanimous consent that the Resources Committee referral be waived on SPONSOR SUBSTITUTE FOR SENATE BILL NO. 220 (abolishing the Department of Environmental Conservation, transferring functions to other departments and repealing the Environmental Procedures Coordination Act; efd). Without objection, it was so ordered.

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 220 was referred to the Finance Committee.

ANNOUNCEMENTS

Senator Josephson announced a minority caucus in the Beltz Room upon adjournment.

Senator Halford announced a majority caucus in the Butrovich Room five minutes after adjournment.

Announcements appear at the end of the journal.

ENROLLMENT

SB 330

HOUSE CS FOR SENATE BILL NO. 330 (JUD) (civil liability for veterinary care; efd) was enrolled, signed by the President and Secretary, Speaker and Chief Clerk of the House and the engrossed and enrolled copies transmitted to the Office of the Governor at 1:20 p.m., April 14, 1986.

ADJOURNMENT

Senator Halford moved and asked unanimous consent that the Senate adjourn until 10:30 a.m., April 15, 1986. Without objection, the Senate adjourned at 11:58 a.m.

Peggy Mulligan
Secretary of the Senate

April 1986

ANNOUNCEMENTS

Committee meetings in the Capitol
 Change in time or place

COMMUNITY & REGIONAL AFFAIRS - BELTZ ROOM 211 - 3:30 PM

Apr 15 TUESDAY
 HB 697 NO MUNICIPAL SALES TAX ON FOOD STAMPS
 Apr 17 THURSDAY
 SB 467 OPERATION OF CAMPGROUNDS

FINANCE - FINANCE ROOM 518 - 8:30 AM

Apr 15 TUESDAY
 BUDGET CLOSE-OUTS
 Apr 16 WEDNESDAY
 BUDGET CLOSE-OUTS
 Apr 17 THURSDAY
 BUDGET CLOSE-OUTS
 Apr 18 FRIDAY
 SB 164 SURETY FOR COLLECTION OF WAGES AND PAYMENTS
 SB 372 AGE OF ELIGIBILITY FOR MILITIA SERVICES
 SB 411 ROAD MAINTENANCE SERVICE AREAS
 HB 377 HANDICAPPED ACCESS TO PUBLIC BUILDINGS
 HB 406 INVESTMENT OF DEFERRED COMPENSATION FUNDS

HEALTH, EDUCATION & SOCIAL SERVICES - BELTZ RM 211 - 1:30 PM

Apr 15 TUESDAY
 HB 471 ABUSE AND EXPLOITATION OF CHILDREN
 Apr 17 THURSDAY
 SB 215 PERMANENT FUND INCOME; SCHOOL FUNDING
 SB 264 LIMITATION ON FINGERPRINTING MINORS
 SB 381 APPROP PUBLIC SCHOOL FOUNDATION ACCOUNT
 SB 408 STATE AID TO EDUCATION

JUDICIARY - BUTROVICH ROOM 205 - 1:30 PM

Apr 15 TUESDAY
 SB 377 TORT REFORM
 HB 408 ADOPT UNIFORM SIMULTANEOUS DEATH ACT
 HB 485 POWERS AND DUTIES OF GUARDIANS
 HB 630 SUSPENDED IMPOSITION OF SENTENCE
 Apr 17 THURSDAY
 SB 168 RIGHTS OF DEAF, BLIND, DISABLED PERSONS
 SB 377 TORT REFORM (CONT'D)
 HB 288 SUBSISTENCE
 HB 331 THEFT OF COMMERCIAL FISHING GEAR

LABOR AND COMMERCE - BELTZ ROOM 211 - 3:30 PM

Apr 16 WEDNESDAY
 SB 295 MENTAL HEALTH DISABILITY INSURANCE
 SB 360 LOCAL HIRE TAX CREDITS
 HB 79 FINANCIAL INSTITUTIONS EXAMINATIONS
 Apr 18 FRIDAY
 SB 399 U OF A RISK MANAGEMENT FUND

RESOURCES - BUTROVICH ROOM 205 - 1:30 PM

Apr 16 WEDNESDAY
 NO MEETING

RESOURCES cont'd

Apr 18 FRIDAY
 HB 355 ON-BOARD OBSERVER PROGRAMS
 HB 407 USE AND SEALING OF CERTAIN GAME ANIMALS
 HB 561 PUBLIC USE CABINS
 HB 627 APPROPRIATION OF WATER

STATE AFFAIRS - BUTROVICH ROOM 205 - 9:00 AM

Apr 16 WEDNESDAY
 SB 326 APPROP TAX STUDY
 SB 425 LONGEVITY BONUS ABSENCES FOR MEDICAL CARE
 SB 292 PLACING APA STAFF IN THE EXEMPT SERVICE
 Apr 17 THURSDAY
 SCR 12 SENIOR CITIZENS' HOUSING, PIONEERS' HOMES

TRANSPORTATION - BUTROVICH ROOM 205 - 3:30 PM

Apr 16 WEDNESDAY
 ALASKA MARINE HIGHWAY SYSTEM'S LONG TERM PLAN
 SB 450 APPRO ILIAMNA-NONDALTON INTERTIE
 Apr 18 FRIDAY
 HB 689 EQUIPMENT ON VEHICLES
 HB 321 ADVERSE CLAIMS AND BOUNDARY DISPUTES

CONFERENCE COMMITTEE -

Apr 17 THURSDAY 3:30 PM BUTROVICH ROOM
 SB 140 TERMINALLY ILL

MAJORITY CAUCUS -

Apr 14 MONDAY 12:00 PM BUTROVICH ROOM

MINORITY CAUCUS -

Apr 14 MONDAY 12:00 PM BELTZ ROOM