



LAWS OF ALASKA

1993

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Chapter No.
63

AN ACT

Relating to licenses, certificates, permits, and programs administered and fees charged by the Alcoholic Beverage Control Board, the office of public advocacy, the Alaska Commission on Postsecondary Education, the Department of Fish and Game, the Department of Labor, the Alaska Police Standards Council, the Department of Natural Resources, and the Department of Environmental Conservation; relating to moving expenses for legislators; relating to motor vehicle registration and insurance and the definition of "vehicle"; relating to the administration of the state insurance catastrophe reserve account; requiring proration of certain state payments; relating to fiscal reporting and accounting by the Department of Administration; relating to the provision of group life or group health insurance for state employees; authorizing the Department of Natural Resources to accept certain donations for parks and recreation; extending the suspension of certain tax credit provisions; relating to coverage of persons under Medicaid and revising the order of priority for coverage of optional medical services under Medicaid; providing for extensions of certain state leases; changing the number of days required for issuance of a denial of an intrastate application by the Alaska Public Utilities Commission from 90 to 180 days; and amending Alaska Rule of Probate Procedure 16(d); and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: June 22, 1993

Actual Effective Date: Sections 81 - 85 take effect June 23, 1993; sections 33 - 35, 44 - 60, 62 - 80 and 86 take effect July 1, 1993; sections 1 - 32 take effect December 31, 1993; sections 36 - 43 take effect July 1, 1994; section 61 takes effect January 1, 1994; section 78 is retroactive to January 1, 1993

AN ACT

1 Relating to licenses, certificates, permits, and programs administered and fees charged by the
2 Alcoholic Beverage Control Board, the office of public advocacy, the Alaska Commission on
3 Postsecondary Education, the Department of Fish and Game, the Department of Labor, the
4 Alaska Police Standards Council, the Department of Natural Resources, and the Department
5 of Environmental Conservation; relating to moving expenses for legislators; relating to motor
6 vehicle registration and insurance and the definition of "vehicle"; relating to the administration
7 of the state insurance catastrophe reserve account; requiring proration of certain state
8 payments; relating to fiscal reporting and accounting by the Department of Administration;
9 relating to the provision of group life or group health insurance for state employees;
10 authorizing the Department of Natural Resources to accept certain donations for parks and
11 recreation; extending the suspension of certain tax credit provisions; relating to coverage of

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1 persons under Medicaid and revising the order of priority for coverage of optional medical
2 services under Medicaid; providing for extensions of certain state leases; changing the number
3 of days required for issuance of a denial of an intrastate application by the Alaska Public
4 Utilities Commission from 90 to 180 days; and amending Alaska Rule of Probate Procedure
5 16(d); and providing for an effective date.

6 _____
7 * **Section 1.** AS 04.11.090(b) is amended to read:

8 (b) The **biennial** [ANNUAL] beverage dispensary license fee is **\$2,500**
9 **[\$1,250]**.

10 * **Sec. 2.** AS 04.11.100(d) is amended to read:

11 (d) The **biennial** [ANNUAL] fee for a restaurant or eating place license is
12 **\$600** [**\$300**].

13 * **Sec. 3.** AS 04.11.100(e) is amended to read:

14 (e) A license may be renewed under this section only if the licensee provides
15 evidence to the board's satisfaction that gross receipts from the sale of food upon the
16 licensed premises constitute no less than 50 percent of the gross receipts of the
17 licensed premises for **each of the two** preceding **calendar years** [LICENSE YEAR].

18 * **Sec. 4.** AS 04.11.110(c) is amended to read:

19 (c) The **biennial** [ANNUAL] club license fee is **\$1,200** [**\$600**].

20 * **Sec. 5.** AS 04.11.120(c) is amended to read:

21 (c) The **biennial** [ANNUAL] bottling works license fee is **\$500** [**\$250**].

22 * **Sec. 6.** AS 04.11.130(d) is amended to read:

23 (d) The **biennial** [ANNUAL] brewery license fee is **\$1,000** [**\$500**].

24 * **Sec. 7.** AS 04.11.135(c) is amended to read:

25 (c) The **biennial** [ANNUAL] brewpub license fee is **\$500** [**\$250**].

26 * **Sec. 8.** AS 04.11.140(d) is amended to read:

27 (d) The **biennial** [ANNUAL] winery license fee is **\$500** [**\$250**].

28 * **Sec. 9.** AS 04.11.150(b) is amended to read:

(b) The biennial [ANNUAL] package store license fee is \$1,500 [\$750].

* **Sec. 10.** AS 04.11.160(a) is amended to read:

(a) A general wholesale license authorizes the holder to sell alcoholic beverages in the original package, and wine in bulk, in quantities of not less than five gallons. A holder of a general wholesale license may not sell to a person not licensed under this title, except as provided in AS 04.21.040. A holder of a general wholesale license may not sell alcoholic beverages unless any stamps required to be affixed to the package by state or federal law are intact on the package. A wholesaler must obtain a general wholesale license for each distributing point. The biennial [ANNUAL] general wholesale license fee is \$2,000 [\$1,000 FOR THE FIRST \$100,000 OF BUSINESS TRANSACTED], payable at the time of making an original application or an application for renewal. In addition, the following annual fees shall be paid by a holder of a general wholesale license:

<u>Total</u> Business Transacted During <u>Calendar</u> Year	<u>Annual</u> Fee
over \$100,000 and not over \$150,000	\$ 500
over \$150,000 and not over \$200,000	\$ 1,000
over \$200,000 and not over \$250,000	\$ 1,500
over \$250,000 and not over \$300,000	\$ 2,000
over \$300,000 and not over \$350,000	\$ 2,500
over \$350,000 and not over \$400,000	\$ 3,000
over \$400,000 and not over \$500,000	\$ 4,000
over \$500,000 and not over \$600,000	\$ 5,000
over \$600,000 and not over \$700,000	\$ 6,000
over \$700,000 and not over \$800,000	\$ 7,000
over \$800,000 and not over \$1,000,000	\$ 9,000
over \$1,000,000	\$10,000.

* **Sec. 11.** AS 04.11.160(b) is amended to read:

(b) A wholesale malt beverage and wine license authorizes the holder to sell malt beverages and wine in the original packages in quantities of not less than five gallons. The holder of a wholesale malt beverage and wine license may not sell to a person not licensed under this title except as provided in AS 04.21.040. The biennial

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[ANNUAL] wholesale malt beverage and wine license fee is **\$400** [\$200 FOR THE FIRST \$20,000 OF BUSINESS TRANSACTED DURING A YEAR], payable at the time of making an original application or application for renewal. In addition, the following annual fees shall be paid by a holder of a wholesale malt beverage and wine license:

<u>Total</u> Business Transacted During <u>Calendar</u> Year	<u>Annual</u> Fee
over \$20,000 and not over \$50,000	\$ 300
over \$50,000 and not over \$100,000	\$ 1,000
over \$100,000 and not over \$150,000	\$ 1,500
over \$150,000 and not over \$200,000	\$ 2,000
over \$200,000 and not over \$400,000	\$ 4,000
over \$400,000 and not over \$600,000	\$ 6,000
over \$600,000 and not over \$800,000	\$ 8,000
over \$800,000	\$10,000.

* **Sec. 12.** AS 04.11.160(c) is amended to read:

(c) No later than February 28 of each year [FOLLOWING THE YEAR FOR WHICH A LICENSE HAS BEEN ISSUED UNDER THIS SECTION], the licensee shall file with the board an affidavit showing the total business transacted during the preceding calendar year under the license and the location of the licensed premises at which the business was transacted. At the time of filing the affidavit, the licensee shall pay the additional annual [LICENSE] fees accrued under (a) and (b) of this section during the preceding calendar year.

* **Sec. 13.** AS 04.11.170(c) is amended to read:

(c) The biennial [ANNUAL] distillery license fee is **\$1,000** [\$500].

* **Sec. 14.** AS 04.11.180(b) is amended to read:

(b) The biennial [ANNUAL] fee for a common carrier dispensary license is **\$700** [\$350] for each vehicle, boat, aircraft, or railroad buffet car in which alcoholic beverages are served.

* **Sec. 15.** AS 04.11.210(b) is amended to read:

(b) The biennial [ANNUAL] fee for a recreational site license is **\$800** [\$400].

* **Sec. 16.** AS 04.11.220(d) is amended to read:

1 (d) The biennial [ANNUAL] fee for a pub license is \$800 [\$400].

2 * **Sec. 17.** AS 04.11.250(a) is amended to read:

3 (a) A conditional contractor's permit authorizes the holder to sell beer or wine
4 for consumption only on designated premises for two years [ONE YEAR] from the
5 date of issuance of the permit at construction sites that are located outside a city and
6 inside the boundaries of a military or naval reservation.

7 * **Sec. 18.** AS 04.11.250(b) is amended to read:

8 (b) An applicant for a conditional contractor's permit must obtain and file with
9 the board written permission from the commanding officer of the military or naval
10 reservation and the prime contractor of the remotely situated project for the conduct
11 of the activities authorized by the permit. A conditional contractor's permit may be
12 renewed biennially [ANNUALLY] upon reapplication for a permit and may be
13 revoked or suspended at the discretion of the commanding officer or the prime
14 contractor.

15 * **Sec. 19.** AS 04.11.250(d) is amended to read:

16 (d) The biennial [ANNUAL] conditional contractor's permit fee is \$1,200
17 [\$600].

18 * **Sec. 20.** AS 04.11.270(a) is amended to read:

19 (a) An application for renewal of a license or renewal of a conditional
20 contractor's permit must include [;]

21 (1) the information required for a new license or permit under
22 AS 04.11.260 except that proof of notice under AS 04.11.310 is not required; and

23 (2) a list of all convictions of the applicant of violations of this title,
24 a regulation adopted under this title, or an ordinance adopted under AS 04.21.010, that
25 occurred in the preceding two calendar years [YEAR].

26 * **Sec. 21.** AS 04.11.270(b) is repealed and reenacted to read:

27 (b) A license shall be renewed as follows:

28 (1) on or before November 1 of each year, the director shall mail a
29 renewal application to each licensee whose license, unless renewed, will expire on
30 December 31 of that year; the application shall be mailed to the licensee at the
31 licensed premises or at a mailing address furnished by the licensee;

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1 (2) the licensee shall submit the completed renewal application and the
2 biennial license fee to the director on or before December 31;

3 (3) a renewal application filed after December 31 is delinquent and
4 must be accompanied by a \$200 penalty fee;

5 (4) if December 31 falls on a weekend or a state holiday, the deadline
6 is extended to the first business day following December 31.

7 * **Sec. 22.** AS 04.11.330(a) is amended to read:

8 (a) An application requesting renewal of a license shall be denied if

9 (1) the board finds, after review of all relevant information, that
10 renewal of the license would not be in the best interests of the public;

11 (2) the license has been revoked for any cause;

12 (3) the applicant has not operated the licensed premises for at least 30
13 eight-hour days during each of the two preceding calendar years [THE
14 IMMEDIATELY PRECEDING CALENDAR YEAR], unless the board determines that
15 the licensed premises are under construction or cannot be operated through no fault of
16 the applicant;

17 (4) the board finds that issuance of an existing license under
18 AS 04.11.400(g) has not encouraged tourist trade;

19 (5) the requirements of AS 04.11.420 - 04.11.450 relating to zoning,
20 ownership of the license, and financing of the licensee have not been met;

21 (6) renewal of the license would violate the restrictions pertaining to
22 the particular license under this title;

23 (7) renewal of the license is prohibited under this title as a result of an
24 election conducted in accordance with AS 04.11.502;

25 (8) the application has not been completed in accordance with
26 AS 04.11.270;

27 (9) the license was issued under AS 04.11.400(j), and the board finds
28 that the public convenience does not require renewal.

29 * **Sec. 23.** AS 04.11.330(d) is amended to read:

30 (d) Notwithstanding (a) (3) of this section, a recreational site license issued
31 under AS 04.11.210 may be renewed if the license was exercised at least once during

1 each of the two [THE IMMEDIATELY] preceding calendar years [YEAR].

2 * Sec. 24. AS 04.11.490(b) is amended to read:

3 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
4 section, the board shall be notified immediately after certification of the results of the
5 election and thereafter the board may not issue, renew, or transfer between holders or
6 locations a license for licensed premises located within the boundaries of the [A]
7 municipality and in unincorporated areas within five miles of the boundaries of the
8 municipality or within the perimeter of the [AN] established village. Licenses that
9 may not be renewed because of a local option election held under this section are void
10 90 days after the results of the election are certified. A license that will expire during
11 the 90 days after the results of a local option election under this section are certified
12 may be extended, until it is void under this subsection, by payment of a prorated
13 portion of the biennial [ANNUAL] license fee.

14 * Sec. 25. AS 04.11.492(b) is amended to read:

15 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
16 section, the board shall be notified immediately after certification of the results of the
17 election and thereafter may not issue, renew, or transfer between holders or locations
18 a license for licensed premises located within the boundaries of the [A] municipality
19 and in unincorporated areas within five miles of the boundaries of the municipality,
20 with the exception of a beverage dispensary or package store operated under a
21 community liquor license held by the municipality. Licenses in effect are void 90 days
22 after the results of the election are certified. A license that will expire during the 90
23 days after the results of a local option election under this section are certified may be
24 extended, until it is void under this subsection, by payment of a prorated portion of the
25 biennial [ANNUAL] license fee.

26 * Sec. 26. AS 04.11.496(b) is amended to read:

27 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
28 section, a person, beginning on the first day of the month following certification of the
29 results of the election, may not knowingly send, transport, or bring an alcoholic
30 beverage into the municipality or established village, unless the alcoholic beverage is
31 sacramental wine to be used for bona fide religious purposes based on tenets or

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1 teachings of a church or religious body, is limited in quantity to the amount necessary
2 for religious purposes, and is dispensed only for religious purposes by a person
3 authorized by the church or religious body to dispense the sacramental wine. The board
4 shall be notified immediately after certification of the results of the election and
5 thereafter may not issue, renew, or transfer between holders or locations a license for
6 licensed premises located within the boundaries of the municipality and within
7 unincorporated areas within five miles of the boundaries of the municipality or within
8 the perimeter of the established village. Licenses that may not be renewed because of
9 a local option election held under this section are void 90 days after the results of the
10 election are certified. A license that will expire during the 90 days after the results of
11 a local option election under this section are certified may be extended, until it is void
12 under this subsection, by payment of a prorated portion of the biennial [ANNUAL]
13 license fee.

14 * **Sec. 27.** AS 04.11.498(c) is amended to read:

15 (c) If a majority of the voters of an established village vote "yes" on the
16 question set out in (a) of this section and the sale of alcoholic beverages, or the sale
17 and importation of alcoholic beverages, has not been previously prohibited in the
18 established village in accordance with AS 04.11.490 or 04.11.496, a person, beginning
19 90 days after certification of the results of the election, may not knowingly possess an
20 alcoholic beverage in the established village, unless the person is licensed by the board
21 or the alcoholic beverage is wine to be used for bona fide religious purposes based on
22 tenets or teachings of a church or religious body, is limited in quantity to the amount
23 necessary for religious purposes, and is dispensed only for religious purposes by a
24 person recognized by the church or religious body as authorized to dispense the wine.
25 The board shall be notified immediately after certification of the results of the election
26 and thereafter may not issue, renew, or transfer between holders or locations a license
27 for licensed premises located within the perimeter of the established village as defined
28 in AS 04.21.080(b). Licenses that may not be renewed because of a local option
29 election held under this section are void 90 days after the results of the election are
30 certified. A license that will expire during the 90 days after the results of a local
31 option election under this section are certified may be extended until it is void under

1 this subsection [SECTION], by payment of a prorated portion of the biennial
2 [ANNUAL] license fee.

3 * **Sec. 28.** AS 04.11.498(e) is amended to read:

4 (e) If a majority of the voters of a municipality vote "yes" on the question set
5 out in (a) of this section and the sale of alcoholic beverages, or the sale and
6 importation of alcoholic beverages, has not been previously prohibited in the
7 municipality in accordance with AS 04.11.490 or 04.11.496, an ordinance is adopted
8 that becomes effective beginning 90 days after certification of the results of the
9 election, and a person may not knowingly possess an alcoholic beverage in the
10 municipality, unless the alcoholic beverage is wine to be used for bona fide religious
11 purposes based on tenets or teachings of a church or religious body, is limited in
12 quantity to the amount necessary for religious purposes, and is dispensed only for
13 religious purposes by a person recognized by the church or religious body as
14 authorized to dispense the wine. The board shall be notified immediately after the
15 adoption of the ordinance and thereafter may not issue, renew, or transfer between
16 holders or locations a license for licensed premises located within the boundaries of
17 the municipality and within unincorporated areas within five miles of the boundaries
18 of the municipality. Licenses that may not be renewed because of a local option
19 election held under this section are void 90 days after the results of the election are
20 certified. A license that will expire during the 90 days after the results of a local
21 option election under this section are certified may be extended, until it is void under
22 this subsection [SECTION], by payment of a prorated portion of the biennial
23 [ANNUAL] fee.

24 * **Sec. 29.** AS 04.11.500(b) is amended to read:

25 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
26 section, the board shall be notified immediately after certification of the results of the
27 election and thereafter may not issue, renew, or transfer between holders or locations
28 a license for licensed premises located within the boundaries of the municipality and
29 in unincorporated areas within five miles of the boundaries of the municipality or
30 within the perimeter of the established village, except those types of licenses listed on
31 the ballot. Licenses in effect within the boundaries of the municipality or perimeter

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1 of the established village, and in an unincorporated area outside of but within five
2 miles of the boundaries of the municipality, except those types of licenses listed on the
3 ballot, are void 90 days after the results of the election are certified. A license that
4 will expire during the 90 days after the results of a local option election under this
5 section are certified may be extended, until it is void under this subsection, by payment
6 of a prorated portion of the biennial [ANNUAL] license fee.

7 * **Sec. 30.** AS 04.11.500(c) is amended to read:

8 (c) If the majority of the voters vote "no" on the question set out in (a) of this
9 section or vote "yes" on the questions set out in AS 04.11.490, 04.11.492, 04.11.496,
10 or this section if different types of licenses are listed on the ballot in an election
11 conducted in accordance with AS 04.11.502 after an election in which the voters voted
12 "yes" on the question set out in (a) of this section, the board shall be notified
13 immediately after certification of the results of the election. Licenses in effect in the
14 municipality, in the unincorporated area outside of but within five miles of the
15 boundaries of the municipality or established village that were excepted from the
16 prohibition on sale in accordance with the results of the earlier election are void 90
17 days after the results of the election are certified. Thereafter the board may not issue,
18 renew, or transfer between holders or locations a license for licensed premises located
19 within the boundaries of the municipality or within the perimeter of an established
20 village, or in an unincorporated area within five miles of the boundaries of the
21 municipality, except a license that may be issued to a municipality or to one of the
22 types of licenses listed on the ballot as a result of a majority of the voters voting "yes"
23 on the question set out in AS 04.11.492 or this section, respectively. A license that
24 will expire during the 90 days after the results of a local option election under this
25 section are certified may be extended, until it is void under this subsection, by payment
26 of a prorated portion of the biennial [ANNUAL] license fee.

27 * **Sec. 31.** AS 04.11.610(a) is amended to read:

28 (a) Biennial [ANNUAL] license fees, excluding annual wholesale fees and
29 biennial wholesale license fees, collected within a municipality shall be refunded
30 semi-annually to the municipality.

31 * **Sec. 32.** AS 04.11.680(a) is amended to read:

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1 (a) Upon application and payment of one-quarter [ONE-HALF] of the
2 biennial [ANNUAL] fee, the board may issue a license under this title that will be
3 effective for a continuous six-month period. Otherwise, all licenses issued under this
4 title other than a retail stock sale license are effective for the two calendar years
5 [YEAR] ending December 31, unless a shorter period is prescribed by the board or by
6 law.

7 * Sec. 33. AS 13.26.410(a) is repealed and reenacted to read:

8 (a) The commissioner of administration may establish by regulation a schedule
9 of reasonable fees for the costs of the public guardian's services. The fee schedule
10 established may be based upon the ability of the ward or protected person to pay for
11 guardian services but may not exceed the actual cost of providing public guardian
12 services. The office of public advocacy shall charge and collect the fees established
13 under this subsection, but may waive collection of a fee upon a finding that collection
14 is not economically feasible or in the public interest.

15 * Sec. 34. AS 13.26.410(c) is amended to read:

16 (c) The public guardian may [SHALL] investigate the financial status of (1)
17 a person who requests the appointment of the public guardian as the person's guardian
18 or conservator; and (2) a ward for whom a court has appointed the public guardian.

19 * Sec. 35. AS 13.26.410 is amended by adding a new subsection to read:

20 (f) The annual estimated balance in the account maintained under
21 AS 37.05.142 may be used by the legislature to make appropriations to the Department
22 of Administration to carry out the purposes of AS 44.21.400 - 44.21.410 (office of
23 public advocacy).

24 * Sec. 36. AS 14.43.120(a) is amended to read:

25 (a) Proceeds from a scholarship loan to a full-time student may only be used
26 for books, tuition and required fees, loan guarantee fees, and [FOR] room and board.
27 Proceeds from a scholarship loan to a half-time student may only be used for books,
28 [AND] tuition and required fees, and loan guarantee fees.

29 * Sec. 37. AS 14.43.120(h) is amended to read:

30 (h) Security may not be required for a loan; however, a loan guarantee fee,
31 as specified in (u) of this section, shall be charged at the time that the loan is

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1 awarded. Additionally, provision shall be made for payment of all fees and costs
2 incurred in collection of the amount owed on the loan if it becomes delinquent or in
3 default.

4 * **Sec. 38.** AS 14.43.120 is amended by adding a new subsection to read:

5 (u) A loan guarantee fee of one percent of the total scholarship loan amount
6 shall be assessed upon a scholarship loan that is funded from the student loan fund of
7 the Alaska Student Loan Corporation. The loan guarantee fee shall be added as a
8 finance charge to the total loan amount awarded, notwithstanding the loan limits set
9 out at AS 14.43.110 and 14.43.115. Subject to appropriation, the loan guarantee fees
10 shall be deposited into a guarantee fee account within the student loan fund of the
11 Alaska Student Loan Corporation, and subsequently transferred by the commission to
12 loan accounts within the student loan fund to offset losses incurred due to student loan
13 debt cancellation as a result of death, disability, or bankruptcy of the student.

14 * **Sec. 39.** AS 14.43.300(a) is amended to read:

15 (a) A scholarship loan to a recipient under AS 14.43.250(b)(1) - (4) or (6) may
16 not exceed \$2,500 a school year for an undergraduate student or \$5,000 a school year
17 for a graduate student, exclusive of loan guarantee fees under (g) of this section, and
18 may not be made to a student for more than six years. A scholarship loan to a
19 recipient under AS 14.43.250(b)(5) may not exceed the cost of tuition and required
20 fees, loan guarantee fees under (g) of this section, books and educational supplies,
21 room and board, and transportation for two round trips between the recipient's home
22 and school each year. A loan under AS 14.43.250(b)(5) may not be made for more
23 than five years of undergraduate study, five years of graduate study, or a combined
24 maximum of eight years of study.

25 * **Sec. 40.** AS 14.43.300 is amended by adding a new subsection to read:

26 (g) A loan guarantee fee of one percent of the total memorial scholarship loan
27 amount shall be assessed upon a memorial scholarship loan. The loan guarantee fee
28 shall be added as a finance charge to the total loan amount awarded. Subject to
29 appropriation, the loan guarantee fee shall be deposited into a guarantee fee account
30 within the memorial scholarship revolving loan fund, and subsequently transferred by
31 the commission to the appropriate memorial scholarship accounts within the memorial

scholarship revolving loan fund to offset losses incurred due to loan debt cancellation as a result of death, disability, or bankruptcy of the student.

* Sec. 41. AS 14.43.640(c) is amended to read:

(c) A loan may not exceed \$7,500 in a school year, exclusive of loan guarantee fees.

* Sec. 42. AS 14.43.640(d) is amended to read:

(d) Proceeds from a teacher scholarship loan may be used only for undergraduate expenses of books, tuition, required fees, loan guarantee fees, room and board, and the transportation expense for two round trips between the loan recipient's home and school.

* Sec. 43. AS 14.43.740(a) is amended to read:

(a) The provisions of AS 14.43.100, 14.43.110, 14.43.115, 14.43.120(a) - (d), (i), (m), and (r) - (u) [(r) - (t)], and 14.43.135 apply to a loan made under AS 14.43.710 - 14.43.790.

* Sec. 44. AS 16.05.340(a)(24) is amended to read:

(24) Nonresident anadromous king salmon tag -- valid for the period inscribed on the tag

(A) for a one-day tag \$10

(B) for a three-day tag 15

(C) for a 14-day or annual tag 35 [\$20].

A nonresident may not engage in sport fishing for anadromous king salmon without having a valid anadromous [THE CURRENT YEAR'S] king salmon tag in the person's actual possession, unless that person is under the age of 16. However, members of the military service on active duty who are permanently stationed in the state, and their dependents, who do not qualify as residents under AS 16.05.940, may obtain an annual nonresident military anadromous king salmon tag for \$20.

* Sec. 45. AS 16.05.350 is amended to read:

Sec. 16.05.350. EXPIRATION OF LICENSES AND TAGS. Licenses and tags required under AS 16.05.330 - 16.05.430, except biennial licenses, the nonresident special sport fishing license, the resident trapping license, the one, three, or 14-day

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1 nonresident anadromous king salmon tag, and the waterfowl conservation tag, expire
2 at the close of December 31 following issuance. Biennial licenses expire after
3 December 31 of the year following the year of issuance. The resident trapping license
4 expires at the close of September 30 of the year following the year in which the
5 license is issued. The waterfowl conservation tag expires at the close of January 31
6 of the year following the year of issue of the tag.

7 * **Sec. 46.** AS 16.05.390(d) is amended to read:

8 (d) Compensation provided by this section shall be paid from appropriations
9 made to the department [FROM THE GENERAL FUND].

10 * **Sec. 47.** AS 18.60.220 is amended to read:

11 Sec. 18.60.220. DUTIES OF THE DEPARTMENT OF LABOR. The
12 Department of Labor shall

13 (1) have all violators of AS 18.60.180 - 18.60.390 prosecuted;

14 (2) issue, suspend, or revoke for cause, inspection certificates provided
15 for in AS 18.60.390;

16 (3) take action necessary for the enforcement of the laws and
17 regulations governing the use of boilers and unfired pressure vessels;

18 (4) keep a complete record of the type, dimensions, maximum
19 allowable working pressure, age, condition, location, and date of the last recorded
20 internal inspection of boilers and unfired pressure vessels to which AS 18.60.180 -
21 18.60.390 apply;

22 (5) adopt regulations establishing reasonable fees for administering
23 special inspector examinations and for processing applications for special
24 inspector commissions; and

25 (6) do acts necessary to carry out the purposes of AS 18.60.180 -
26 18.60.390.

27 * **Sec. 48.** AS 18.62.020 is amended to read:

28 Sec. 18.62.020. APPLICATION FOR AND ISSUANCE OF CERTIFICATE.
29 The department shall issue certificates of fitness and renewal [VALID FOR ONE
30 YEAR AND] certificates of fitness valid for two [THREE] years. The certificate may
31 [SHALL] be issued only to an individual. An applicant for a certificate shall apply

1 in writing, under oath, on a form prescribed by the department containing

2 (1) the name and address of the applicant;

3 (2) the applicant's age;

4 (3) the applicant's citizenship; **and**

5 (4) [WHETHER THE APPLICANT IS APPLYING FOR A
6 ONE-YEAR OR A THREE-YEAR CERTIFICATE; AND

7 (5)] other information relevant to licensing that the department requires.

8 * **Sec. 49.** AS 18.62.030 is repealed and reenacted to read:

9 Sec. 18.62.030. FEES. An applicant shall pay a nonrefundable application and
10 examination fee of \$50 when applying for a trainee or journeyman level certificate of
11 fitness. The department shall charge a biennial fee of \$160 for the issuance of a
12 trainee or journeyman level certificate or a renewal certificate, to be prorated if issued
13 for less than two years, and a fee of \$25 for the issuance of a duplicate certificate.

14 * **Sec. 50.** AS 18.65.220 is amended by adding a new paragraph to read:

15 (7) charge and collect a fee of \$50 for processing applications for
16 certification of police, probation, parole, and correctional officers.

17 * **Sec. 51.** AS 23.15.390 is amended to read:

18 Sec. 23.15.390. **TERM OF PERMIT; FEES.** The fee for filing an application
19 for a permit is \$10. **A permit is valid for a term of two years. The biennial fee**
20 **for the issuance of a permit, including a renewal permit, is \$100.** All fees shall be
21 deposited in the general fund. In addition to paying this fee, all persons conducting
22 employment agencies **shall** [MUST] comply with the provisions of AS 43.70 (Alaska
23 Business License Act).

24 * **Sec. 52.** AS 24.10.130 is repealed and reenacted to read:

25 Sec. 24.10.130. MOVING EXPENSES AND PER DIEM ALLOWANCE. (a)
26 A member of the legislature is entitled to reimbursement for the expenses of moving
27 between the member's place of residence and the capital city for the purpose of
28 attending a regular session of the legislature.

29 (b) Legislators and officers and employees of the legislative branch of
30 government are entitled to a per diem allowance.

31 (c) The Alaska Legislative Council shall adopt a policy regarding

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1 reimbursement for moving expenses applicable to all legislators and an applicable per
2 diem allowance policy. The policy must set conditions for the reimbursement for
3 moving expenses and payment of per diem and prescribe the amounts of
4 reimbursement adapted to the special needs of the legislative branch as determined by
5 the council.

6 * Sec. 53. AS 28.10.071(a) is amended to read:

7 (a) The department shall review each application for registration received and,
8 when satisfied that it is correct, register the vehicle and keep a record of the
9 registration in suitable books, index cards, or electronic or photographic recording and
10 storage media, or in any combination of them. The [RECORD IS REFERRED TO
11 AS THE "VEHICLE REGISTER" AND THE] vehicles are referred to as "registered
12 vehicles." The department may compile a record of the number and types of vehicles
13 registered in this state and may make statistical data available to the public for a fee
14 as prescribed in regulations adopted by the commissioner. The department may also
15 provide vehicle registration lists to the public for a fee as an electronic service or
16 product under AS 09.25.115. The commissioner may prescribe, by regulation, fees
17 relating to the provision of vehicle registration lists.

18 * Sec. 54. AS 28.10.071(c) is amended to read:

19 (c) The department shall keep a record of the registrations of vehicles used in
20 law enforcement work when secrecy is necessary. This record is separate from the
21 record [VEHICLE REGISTER] required by (a) of this section and may be disclosed
22 only to and upon the request of the chief peace officer of a municipality, a state
23 trooper district commander, the chief federal law enforcement officer assigned to the
24 state, or to a court upon an appropriate order.

25 * Sec. 55. AS 28.10.181(d) is repealed and reenacted to read:

26 (d) Vehicles owned by disabled veterans, including persons disabled in the line
27 of duty while serving in the Alaska Territorial Guard, or other persons with disabilities.
28 Upon the request of a person with a disability that limits or impairs the ability to walk,
29 as defined in 23 C.F.R. 1235.2, the department shall (1) register one passenger vehicle
30 in the name of the person without charge; and (2) issue a specially designed
31 registration plate that displays (A) recognition of the disabled veteran if the applicant's

1 disability originated from the applicant's service with the Alaska Territorial Guard or
2 the armed forces of the United States; and (B) the standard symbol of disability (the
3 wheelchair logo). A disabled veteran who is not otherwise qualified under this
4 subsection, but who presents to the department written proof that the person is at least
5 70 percent disabled or medically handicapped as a consequence of service in the
6 Alaska Territorial Guard or the armed forces of the United States, may register one
7 passenger vehicle without charge and the department shall issue a specially designed
8 registration plate that displays recognition of the disabled veteran that does not display
9 the standard handicap symbol and does not carry with it special parking privileges.

10 * **Sec. 56.** AS 28.10.181(j) is amended to read:

11 (j) Vehicles owned by dealers. A state-registered and bonded vehicle dealer
12 may apply for dealer registration plates. A plate issued under this subsection may be
13 used only on dealer-owned vehicles during the routine and normal course of the
14 dealer's business, excluding service vehicles, or for transporting an unregistered vehicle
15 from a port of entry to the dealer's facilities or from one dealer to another or, in the
16 case of a house trailer, from the retail facility to a trailer space. **A vehicle permitted**
17 **to have dealer plates must be affixed with two plates issued under this subsection.**
18 If the dealer sells or transfers the vehicle, the dealer plates may be used on the vehicle
19 by the new owner or transferee for a period of not more than five days after the sale
20 or transfer. The department may seize the dealer plates if it has reason to believe that
21 the plates are being used to defeat the purposes of, or are in violation of, this chapter.

22 * **Sec. 57.** AS 28.10.201(b) is amended to read:

23 (b) The owner of a vehicle described in AS 28.10.011 as being exempt from
24 registration and the owner of a snowmobile or off-highway vehicle may not apply for,
25 nor may the department issue, a certificate of title for such a vehicle. However, the
26 department may issue a certificate of title to the owner of a vehicle exempt from
27 registration under AS 28.10.011(3), (6), (7), or (11) [, OR (12)] only upon application
28 by that owner.

29 * **Sec. 58.** AS 28.10.411(f) is amended to read:

30 (f) A resident 65 years of age or older on January 1 of the year the vehicle is
31 registered is entitled to an exemption **once each calendar year** from the registration

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1 fee required under this section for one motor vehicle subject to registration under
2 AS 28.10.421(b)(1), (2), (5), or (6). An exemption may not be granted except upon
3 written application for the exemption on a form prescribed by the department.

4 * **Sec. 59.** AS 28.10.421(a) is amended to read:

5 (a) Unless otherwise provided by law,

6 (1) the fees prescribed in this section shall be paid to the department
7 at the times provided under AS 28.10.108 and 28.10.111; and

8 (2) an additional fee of \$10 shall be added to the registration fee
9 set out in this section for registration not conducted by mail; the department may
10 waive this additional fee for a good cause based on criteria established in
11 regulations adopted by the department.

12 * **Sec. 60.** AS 28.10.421(c) is amended to read:

13 (c) The annual registration fees under this subsection are imposed and are
14 based upon the actual unladen weight as established by the manufacturer's advertised
15 weight or upon the actual weight which the owner shall furnish, subject to the approval
16 of the commissioner or the commissioner's representative, for a vehicle, including a
17 motor vehicle pulling a trailer or semi-trailer, that is registered in the name of a
18 company or business, or is used or maintained for the transportation of passengers
19 for hire, excepting taxicabs and buses under (b) of this section, or for the transportation
20 of property for hire or for other commercial purposes [USE], including [A
21 COMMERCIAL VEHICLE SUCH AS] a trailer, semi-trailer, truck, wrecker, tow car,
22 hearse, ambulance, and tractor, as follows:

23 (1) up to and including 5,000 pounds \$51;

24 (2) more than 5,000 pounds to and including 12,000 pounds . . \$86;

25 (3) more than 12,000 pounds to and including 18,000 pounds \$156;

26 (4) more than 18,000 pounds \$221.

27 * **Sec. 61.** AS 28.10.431 is repealed and reenacted to read:

28 Sec. 28.10.431. ANNUAL MOTOR VEHICLE REGISTRATION TAX. (a)

29 There is levied a motor vehicle registration tax within each municipality that elects,
30 by passage of an appropriate ordinance, to come under this section. A municipality
31 shall file a written notice of election with the department and may not rescind the

1 notice for a subsequent fiscal year. The notice must be filed on or before January 1
 2 of the year preceding the year election under this section is to become effective. If a
 3 municipality has, before October 15, 1978, levied a motor vehicle registration or ad
 4 valorem tax that has been repealed by a vote of the people at any regular or special
 5 municipal election, then the election provided for in this subsection is not effective
 6 until the ordinance passed by the local governing body has been approved by the
 7 people at the next regularly scheduled general or special municipal election.

8 (b) The tax is levied upon motor vehicles subject to the license fee under
 9 AS 28.10.411 and 28.10.421 and is based upon the age of vehicles as determined by
 10 model year according to the following schedule:

		Tax According to Age of Vehicle Since Model Year							
		1st	2nd	3rd	4th	5th	6th	7th	8th
		or over							
14	Motor Vehicle								
15	(1) motorcycle	\$ 9	\$ 8	\$ 7	\$ 6	\$ 4	\$ 3	\$ 2	\$ 2
17	(2) vehicles speci-	66	55	44	33	22	17	11	8
18	fied in AS 28.10.-								
19	421(b)(1)								
20	(3) vehicles speci-	66	55	44	33	22	17	11	8
21	fied in AS 28.10.-								
22	421(b)(3)								
23	(4) vehicles speci-								
24	fied in AS 28.10.-								
25	421(c)(1) - (4)								
26	5,000 pounds or	66	55	44	33	22	17	11	8
27	less								
28	5,001 - 12,000	110	88	66	55	44	33	22	11
29	pounds								
30	12,001 - 18,000	165	132	110	88	66	44	33	22
31	pounds								

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1	18,001 pounds	220	176	143	110	88	66	44	22
2	or over								
3	(5) vehicles speci-	110	88	66	55	44	33	22	11
4	fied in AS 28.10.-								
5	421(b)(4)								
6	(6) vehicles speci-	9	8	7	6	4	3	2	2
7	fied in AS 28.10.-								
8	421(b)(6)								
9	(7) vehicles speci-	66	55	44	33	22	17	11	8
10	fied in AS 28.10.-								
11	421(d)(9)								
12	(8) vehicles speci-	66	55	44	33	22	17	11	8
13	fied in AS 28.10.-								
14	421(b)(2)								
15	(9) vehicles eligible	44							
16	for dealer plates								
17	under AS 28.10.-								
18	421(d)(10).								

(c) The registration tax shall be levied, collected, enforced and otherwise administered in the same manner as provided for the registration fees in this chapter. Only one registration tax may be collected with respect to the same motor vehicle in the year for which the tax is paid.

(d) If a person has paid both the registration fee levied in AS 28.10.411 and 28.10.421 and the registration tax levied in this section, and the department determines that the payor is entitled to a refund in whole or in part of the registration tax, the department shall make the refund to which the person is entitled. A refund may not be made unless application for a refund is filed with the department by December 31 of the year following the year for which the refund is claimed.

(e) The department shall refund money collected under this section, less eight percent as collection costs, to a municipality for which the money was collected, as determined by (1) the address of residence of an individual required to pay the tax, or

1 (2) the situs of the vehicle if the vehicle is not owned by an individual; the tax situs
2 is the location at which the motor vehicle is usually, normally, or regularly kept or
3 used. For the first year in which the tax is levied within a municipality, the
4 department may retain actual costs of collection of the tax within the municipality as
5 determined by the department.

6 (f) Money received by an organized borough under this section shall be
7 allocated by the borough by ordinance for city, area outside city, and service area
8 purposes within the borough.

9 (g) Payment of the registration tax is in lieu of all local use taxes and ad
10 valorem taxes on motor vehicles subject to the tax. A municipality which elects to
11 come under the provisions of this section may not levy use or ad valorem taxes on
12 motor vehicles subject to the registration tax during a fiscal year in which the election
13 is in effect.

14 (h) A vehicle owned by a former prisoner of war exempted from registration
15 fees under AS 28.10.421(d)(13) is subject to a motor vehicle registration tax under this
16 section.

17 * Sec. 62. AS 28.10.495(c) is amended to read:

18 (c) Proof of disablement or medical handicap, for the purpose of this section,
19 shall be the same as that required for the purposes of [PROVIDED AS SPECIFIED
20 IN] AS 28.10.181(d).

21 * Sec. 63. AS 28.40.100(a)(21) is amended to read:

22 (21) "vehicle" means a device in, upon, or by which a person or
23 property may be transported or drawn upon or immediately over a highway or
24 vehicular way or area; "vehicle" does not include

25 (A) [EXCEPT] devices used exclusively upon stationary rails
26 or tracks;

27 (B) mobile homes;

28 * Sec. 64. AS 37.05.146(4) is amended by adding a new subparagraph to read:

29 (R) receipts of the group insurance programs established under
30 AS 39.30.090.

31 * Sec. 65. AS 37.05.289(a) is amended to read:

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1 (a) There is established in the general fund a state insurance catastrophe
2 reserve account consisting of assets appropriated to it by the legislature, [AND] assets
3 allocated to the account by the Department of Administration as provided in [(b) OF]
4 this section, **and amounts deposited into the account as provided in this section.**

5 Assets of the account may be used to obtain insurance, to establish reserves for the
6 self-insurance program, and to satisfy claims or judgments arising under the program.

7 Interest earned on money in the account shall be remitted to the Department of
8 Revenue in accordance with AS 37.10.050.

9 * **Sec. 66.** AS 37.05.289 is amended by adding new subsections to read:

10 (c) The \$5,000,000 cap, set in (b) of this section, on money that may be
11 retained in the state insurance catastrophe reserve account applies only to unobligated
12 money in the account at the end of a fiscal year.

13 (d) Amounts received in settlement of insurance claims or as recovery for
14 losses shall be deposited into the state insurance catastrophe reserve account.

15 * **Sec. 67.** AS 39.30.090(a)(4) is amended to read:

16 (4) **In procuring a policy of group health or group life insurance**
17 **as provided under this section or excess loss insurance as provided in**
18 **AS 39.30.091, the [THE] Department of Administration shall comply with the dual**
19 **choice requirements of AS 21.86.310, and shall obtain the insurance policy from an**
20 **[ANY] insurer authorized to transact business in the state under AS 21.09, a hospital**
21 **or medical service corporation authorized to transact business in this state under**
22 **AS 21.87 [AND AS 21.90], or [FROM] a health maintenance organization authorized**
23 **to operate in this state under AS 21.86. An excess loss insurance policy may be**
24 **obtained from a life or disability insurer authorized to transact business in this**
25 **state under AS 21.09 or from a hospital or medical service corporation authorized**
26 **to transact business in this state under AS 21.87.**

27 * **Sec. 68.** AS 39.30.090(a)(5) is amended to read:

28 (5) The Department of Administration shall make available bid
29 specifications for desired insurance benefits **or for administration of benefit claims**
30 **and payments to (A) all insurance carriers authorized to transact business**
31 **[LICENSED] in this [THE] state under AS 21.09 and all hospital or medical service**

1 corporations authorized to transact business under AS 21.87 who are [AND]
 2 qualified to provide the desired benefits; and (B) to insurance carriers authorized
 3 to transact business in this state under AS 21.09, hospital or medical service
 4 corporations authorized to transact business under AS 21.87, and third-party
 5 administrators licensed to transact business in this state and qualified to provide
 6 administrative services. The specifications shall be made available [ON OR
 7 BEFORE JULY 1, 1965, AND] at least once every [SUCCEEDING] five years. The
 8 lowest responsible bid submitted by an insurance carrier, hospital or medical service
 9 corporation, or third-party administrator with adequate servicing facilities shall
 10 govern selection of a carrier, hospital or medical service corporation, or third-party
 11 administrator under this section or the selection of an insurance carrier or a
 12 hospital or medical service corporation to provide excess loss insurance as
 13 provided in AS 39.30.091.

14 * **Sec. 69.** AS 39.30 is amended by adding a new section to read:

15 Sec. 39.30.091. AUTHORIZATION FOR SELF-INSURANCE AND EXCESS
 16 LOSS INSURANCE. Notwithstanding AS 21.86.310 or AS 39.30.090, the Department
 17 of Administration may provide, by means of self-insurance, one or more of the benefits
 18 listed in AS 39.30.090(a)(1) for state employees eligible for the benefits by law or
 19 under a collective bargaining agreement. The department shall procure any necessary
 20 excess loss insurance under AS 39.30.090.

21 * **Sec. 70.** AS 39.30.095(a) is amended to read:

22 (a) The commissioner of administration shall establish the group health and
 23 life benefits fund as a special account in the general fund to provide for group life and
 24 health insurance under AS 39.30.090 and 39.30.160 or for self-insurance
 25 arrangements under AS 39.30.091. The commissioner shall maintain accounts and
 26 records for the fund. The fund consists of employer contributions, employee
 27 contributions, appropriations from the legislature, and income earned on investment of
 28 the fund as provided in (d) of this section.

29 * **Sec. 71.** AS 39.30.095(b) is amended to read:

30 (b) After obtaining the advice of an actuary, the commissioner of
 31 administration shall determine the amount necessary to provide benefits under

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1 AS 39.30.090, 39.30.091, and 39.30.160 and shall set the rate of employer contribution
2 and employee contribution, if any. With money in the fund, the [THE] commissioner
3 of administration shall pay premiums, [AND] claims, and administrative costs
4 required under [IN ACCORDANCE WITH] the insurance policies in effect under
5 AS 39.30.090 and 39.30.160, or required under self-insurance arrangements in
6 effect under AS 39.30.091 [WITH MONEY IN THE FUND].

7 * Sec. 72. AS 39.30.095(c) is amended to read:

8 (c) The commissioner of administration or the designee of the commissioner
9 is administrator of the fund. The commissioner may contract with

10 (1) an insurer authorized to transact business in this state under
11 AS 21.09, or a hospital or medical service corporation authorized to transact
12 business in this state under AS 21.87 [INSURANCE CARRIER] to reimburse the
13 state for the cost of administering group insurance provided under AS 39.30.090 and
14 39.30.160; and

15 (2) a life or disability insurer authorized to transact business in the
16 state under AS 21.09, a hospital or medical service corporation authorized to
17 transact business in this state under AS 21.87, or a third-party administrator
18 licensed to transact business in this state for the administration of benefit claims
19 and payments under AS 39.30.091.

20 * Sec. 73. AS 39.30.095(d) is amended to read:

21 (d) If the commissioner of administration determines that there is more money
22 in the fund than the amount needed to pay premiums, [OR] benefits, and
23 administrative costs for the current fiscal year, the surplus, or so much of it as the
24 commissioner of administration considers advisable, may be invested by the
25 commissioner of revenue in the same manner as retirement funds are invested under
26 AS 14.25.180.

27 * Sec. 74. AS 41.21.020 is amended by adding a new subsection to read:

28 (c) The department may accept cash and other donations from public or private
29 sources to assist and support the department in carrying out the purposes of this
30 chapter.

31 * Sec. 75. AS 41.21.026(a) is amended to read:

1 (a) Notwithstanding (b) of this section, the [THE] department may charge
2 or collect a fee in a park unit for

- 3 (1) rental of public use cabins or other overnight lodgings;
4 (2) overnight use of a developed campsite;
5 (3) special park use permits;
6 (4) competitive and exclusive commercial use permits;
7 (5) noncompetitive and nonexclusive commercial use permits;
8 (6) use of a sewage holding tank dump station;
9 (7) admission to or guided tours of visitor centers and historic sites;

10 [AND]

11 (8) use of an improved boat ramp in a park facility developed
12 principally for boat launching;

13 (9) sale of firewood;

14 (10) sale of merchandise for informational or educational purposes
15 related to public use and understanding of parks, including maps, plans, and
16 other graphic materials;

17 (11) use of a developed facility that has developed parking and rest
18 rooms; and

19 (12) presentation or attendance at programs related to natural or
20 cultural history, outdoor skills or education, or other topics concerned with public
21 use, enjoyment, or understanding of parks.

22 * Sec. 76. AS 44.46.025(a) is amended to read:

23 (a) The Department of Environmental Conservation may adopt regulations that
24 prescribe reasonable fees, and establish procedures for the collection of the fees, to
25 cover the applicable direct costs, not including travel, of inspections, permit
26 preparation and administration, plan review and approval, and other [THE
27 FOLLOWING] services provided by the department relating to [:]

28 (1) agriculture and animals [INSPECTIONS, PERMIT
29 ADMINISTRATION, PLAN REVIEW AND APPROVAL, AND OTHER RELATED
30 SERVICES PROVIDED] under AS 03.05; food, drugs, and cosmetics under [,]
31 AS 17.20; [,] and public accommodations and facilities under AS 18.35;

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1 (2) [AIR QUALITY PERMITS UNDER AS 46.03.140 AND 46.03.160;
2 (3) HAZARDOUS WASTE PERMITS UNDER AS 46.03.299 AND
3 46.03.302;

4 (4) PLAN APPROVALS AND PERMITS FOR] sewerage system and
5 treatment works and wastewater disposal systems, and [PLAN APPROVALS FOR]
6 drinking water systems, under AS 46.03.720;

7 (3) [(5)] oil discharge financial responsibility [APPROVALS] under
8 AS 46.04.040;

9 (4) [(6)] oil discharge contingency plans [PLAN APPROVALS] under
10 AS 46.04.030;

11 (5) [(7)] water and wastewater operator training under AS 46.30;

12 (6) control of solid waste facilities under AS 46.03.020(10) and
13 46.03.100;

14 (7) certification of laboratories conducting environmental analyses
15 of public drinking water systems or of oil or hazardous substances, or conducting
16 other analyses required by the department;

17 (8) certification of federal permits or authorizations under
18 33 U.S.C. 1341, sec. 401 (Clean Water Act).

19 * **Sec. 77.** AS 44.46.025 is amended by adding a new subsection to read:

20 (c) The department may adopt regulations that prescribe reasonable fees to
21 cover the direct costs of air quality permit programs under AS 46.03.140 and
22 46.03.160, and may establish procedures for the collection of those fees.

23 * **Sec. 78.** Section 1, ch. 27, SLA 1987 is amended to read:

24 Section 1. The operation of AS 43.05.085 and AS 43.20.013 is suspended until
25 January 1, 1995 [1993].

26 * **Sec. 79.** AS 13.26.410(b); AS 24.10.105; AS 28.10.011(12), 28.10.181(k),
27 28.10.421(d)(12); AS 28.22.011(a)(3); and AS 37.05.210(1) are repealed.

28 * **Sec. 80.** AS 44.46.025(c), enacted by sec. 77 of this Act, is repealed on the day after the
29 day the federal administrator approves the state program under 42 U.S.C. 7661a(d) (Clean Air
30 Act, sec. 502(d)). The commissioner of environmental conservation shall immediately notify
31 the lieutenant governor and the revisor of statutes of the day the federal administrator grants

1 the approval described under this section.

2 * **Sec. 81. IMPLEMENTATION OF BIENNIAL LICENSURE BY ALCOHOLIC**
3 **BEVERAGE CONTROL BOARD.** (a) Approximately one-half of the applicants for renewal,
4 for 1994, of a license issued by the Alcoholic Beverage Control Board, as determined by the
5 director of the Alcoholic Beverage Control Board, shall be eligible for a one-year license.
6 These licenses expire, unless renewed, on December 31, 1994, and may be renewed biennially
7 in even-numbered years after that. The 1994 renewal fee for these licenses is one-half of the
8 biennial license fee.

9 (b) The remaining approximately one-half of the 1994 renewal applicants, as
10 determined by the director, shall be eligible for a two-year license. These licenses expire,
11 unless renewed, on December 31, 1995, and may be renewed biennially in odd-numbered
12 years after that.

13 (c) The director shall notify each licensee in writing as to whether the licensee shall
14 apply for renewal under (a) or (b) of this section, and of the actual amount of the renewal fee.
15 The notice must be given not later than December 1, 1993. However, the failure of the
16 director to provide the notice required in this subsection does not prevent a license from
17 expiring on February 28, 1994, in accordance with AS 04.11.540, if the renewal application
18 is not filed on or before that date.

19 * **Sec. 82. IMPLEMENTATION OF BIENNIAL LICENSING BY THE DEPARTMENT**
20 **OF LABOR.** Notwithstanding AS 18.62.020, as amended by sec. 48 of this Act, and to ensure
21 that approximately one-half of all certificates of fitness expire in any one fiscal year,
22 approximately one-half of the applicants for renewal certificates of fitness during the first three
23 fiscal years after the effective date of sec. 48 of this Act, as determined by the Department
24 of Labor, shall receive a one-year renewal certificate, which may be renewed biennially after
25 that. The renewal fee for a one-year certificate is \$80.

26 * **Sec. 83. TEMPORARY FEES IN STATE PARKS.** (a) The following fees apply for
27 the following activities in units of the state park system until the Department of Natural
28 Resources adopts a regulation under AS 41.21.026(a), as amended by sec. 75 of this Act, that
29 establishes a fee for that activity;

30 (1) sale of firewood: \$4 per bundle;

31 (2) use of a developed trailhead, access site, or picnic site that has developed

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1 parking and rest rooms, or use of parking associated with a developed trailhead, access site,
2 or picnic with developed parking: \$2 per vehicle, or \$25 for an annual pass;

3 (3) admission to visitor centers or historic sites: \$5 for each person over 10
4 years of age;

5 (4) presentation or attendance at programs related to natural or cultural history,
6 outdoor skills or education, or other topics concerned with public use, enjoyment, or
7 understanding of parks: \$2 for each person over 10 years of age.

8 (b) The commissioner of natural resources shall notify the revisor of statutes when a
9 regulation is effective that establishes a fee for an activity described in (a) of this section.

10 * **Sec. 84.** TRANSITION. Notwithstanding secs. 88 - 92 of this Act, an agency of the
11 state that has regulation adoption authority or that is authorized by this Act to adopt
12 regulations, may proceed to adopt regulations necessary to implement that agency's respective
13 provisions in this Act. The regulations take effect under AS 44.62 (Administrative Procedure
14 Act), but not before the respective effective date of the relevant section or sections of this Act.

15 * **Sec. 85.** RETROACTIVITY OF SEC. 78. Section 78 of this Act is retroactive to
16 January 1, 1993.

17 * **Sec. 86.** The amendment to AS 13.26.410(a) by sec. 33 of this Act has the effect of
18 amending Alaska Rule of Probate Procedure 16(d) by providing for compensation for
19 guardianship services without an order of the court.

20 * **Sec. 87.** If any section of this bill is found to violate the single subject rule it is severed
21 from the rest of the bill.

22 * **Sec. 88.** Sections 81 - 85 of this Act take effect immediately under AS 01.10.070(c).

23 * **Sec. 89.** Sections 33 - 35, 44 - 60, 62 - 80 and 86 of this Act take effect July 1, 1993.

24 * **Sec. 90.** Sections 1 - 32 of this Act take effect December 31, 1993.

25 * **Sec. 91.** Sections 36 - 43 of this Act take effect July 1, 1994.

26 * **Sec. 92.** Section 61 of this Act takes effect January 1, 1994.