

CS FOR SENATE BILL NO. 215(RES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Offered: 3/20/96

Referred: HESS, L&C, FIN

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

**1 "An Act streamlining the functions of state government, including allowing agents
2 selling fish and game licenses and tags to retain certain compensation;
3 authorizing the Department of Health and Social Services to award grants for
4 certain services for developmentally delayed or disabled children; relating to
5 rabies control and administration of flour and bread standards by the
6 Department of Environmental Conservation; repealing the Athletic Commission,
7 the regulation of boxing and wrestling, the certification of professional geologists,
8 and the Water Resources Board; repealing certain filing statements and bonds
9 for enforcement and collection of certain taxes; relating to service of process
10 on nonresident taxpayers; and providing for an effective date."**

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

12 * Section 1. AS 16.05.390(a) is amended to read:

1 (a) Except as provided in (e) of this section, an agent appointed by the
2 commissioner under AS 16.05.380 to sell licenses and tags is entitled to **retain**

3 (1) [RETAIN] five percent of the fee that is charged for a license or
4 tag or 25 cents for each license or tag sold, whichever is greater; and

5 (2) compensation of \$50 per year or \$1 for each license or tag sold
6 during the year, whichever is greater.

7 * **Sec. 2.** AS 16.05.390(b) is amended to read:

8 (b) Each agent appointed to sell licenses or tags under AS 16.05.380 shall, as
9 directed by the commissioner, transmit the proceeds from the sales of licenses and
10 tags, except the amount authorized to be retained under **(a)** [(a)(1)] of this section,
11 together with a report of the sales, to the commissioner for deposit in the fish and
12 game fund or the general fund.

13 * **Sec. 3.** AS 16.05.390(g) is amended to read:

14 (g) The commissioner may assess a penalty against an agent who does not
15 transmit proceeds within the time allowed under (f) of this section. The penalty is
16 equal to one and one-half percent of the amount of proceeds due. The penalty may
17 be assessed for each month or portion of a month that the proceeds are delinquent.
18 [A PENALTY UNDER THIS SUBSECTION SHALL BE WITHHELD FROM THE
19 AGENT'S COMPENSATION UNDER (a)(2) OF THIS SECTION.]

20 * **Sec. 4.** AS 43.10.170(b) is amended to read:

21 (b) The service of process shall be made by leaving a copy with the
22 commissioner of commerce and economic development. If legal action is instituted
23 against the nonresident taxpayer, the commissioner of commerce and economic
24 development shall immediately notify the nonresident by sending a copy of the process
25 by registered letter to the [POST OFFICE ADDRESS STATED IN THE AFFIDAVIT
26 ON FILE WITH THE COMMISSIONER OF REVENUE, OR, IF NO ADDRESS IS
27 STATED IN THE AFFIDAVIT, TO THE] last known address of the taxpayer.

28 * **Sec. 5.** AS 47.20 is amended by adding a new section to read:

29 Sec. 47.20.075. GRANT AUTHORITY. The department may award grants
30 for covered services to children eligible under this chapter.

31 * **Sec. 6.** AS 47.20.110(a) is amended to read:

1 (a) The department shall adopt regulations necessary to implement this chapter,
2 including regulations

3 (1) for personnel development, including preservice and in-service
4 training programs for providers of early intervention services;

5 (2) to govern resolution of intraagency and interagency disputes about
6 the provision of services under this chapter and the financial responsibility of the
7 respective parties for those services;

8 (3) that ensure that services are provided to children and their families
9 in a timely manner pending the resolution of disputes among public agencies or service
10 providers;

11 (4) providing for due process with respect to the rights of children and
12 parents who are eligible for services under this chapter; the regulations must provide
13 that during the pendency of a complaint about a change in services, the child and
14 family shall continue to receive the prior services unless the state and the family
15 otherwise agree, or, if the complaint relates to an application for initial services, the
16 child and family shall receive the services that are not in dispute; **and**

17 **(5) for the award of grants under this chapter.**

18 * **Sec. 7.** AS 03.05.070; AS 17.07.010, 17.07.020, 17.07.030, 17.07.040, 17.07.050,
19 17.07.060, 17.07.070, 17.07.080, 17.07.090, 17.07.100, and 17.07.200 are repealed.

20 * **Sec. 8.** AS 05.05.010, 05.05.020, 05.05.030, 05.05.040; AS 05.10.010, 05.10.020,
21 05.10.030, 05.10.040, 05.10.050, 05.10.060, 05.10.070, 05.10.080, 05.10.090, 05.10.100,
22 05.10.110, 05.10.120, 05.10.130, 05.10.140, 05.10.150, 05.10.160, 05.10.170; AS 08.01.010(3),
23 08.01.010(32); AS 08.02.011; AS 46.15.190, 46.15.200, 46.15.210, 46.15.220, 46.15.230, and
24 46.15.240 are repealed.

25 * **Sec. 9.** AS 16.05.390(c), 16.05.390(d); AS 43.10.160, 43.10.180, 43.10.190, and
26 43.10.200 are repealed.

27 * **Sec. 10.** TRANSITION: REGULATIONS. Notwithstanding secs. 12 and 13 of this Act,
28 the state agencies affected by this Act may proceed to adopt regulations necessary to
29 implement changes in law enacted by this Act. The regulations take effect under AS 44.62
30 (Administrative Procedure Act), but not before the respective effective date of the change in
31 law in this Act.

- 1 * **Sec. 11.** Sections 7 and 10 of this Act take effect immediately under AS 01.10.070(c).
- 2 * **Sec. 12.** Sections 5, 6, and 8 of this Act take effect July 1, 1996.
- 3 * **Sec. 13.** Sections 1 - 4 and 9 of this Act take effect January 1, 1997.