

CS FOR SENATE BILL NO. 216(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered: 4/12/96
Referred: Finance

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

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to fees or assessment of costs for certain services provided
2 by state government, including hearing costs related to the real estate surety
3 fund, fees for authorization to operate a postsecondary educational institution or
4 for an agent's permit to perform services for a postsecondary educational
5 institution, administrative fees for self-insurers in workers' compensation, business
6 license fees, fees for training relating to management of hazardous substances
7 and emergency management response, and fees for regulation of pesticides and
8 broadcast chemicals; and providing for an effective date."

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

10 * Section 1. AS 08.88.472(a) is amended to read:

11 (a) The [WHEN AN AWARD IS MADE FROM THE REAL ESTATE
12 SURETY FUND UNDER AS 08.88.470, THE] commission may charge to the real

1 estate surety fund the costs of a hearing on a claim for reimbursement held under
2 AS 08.88.465. The commission shall deposit into the real estate surety fund
3 amounts [AS 08.88.071 OR 08.88.465. AMOUNTS SUBSEQUENTLY] recovered
4 [BY THE COMMISSION] for these costs from the licensee under AS 08.88.071(b) or
5 from other parties under AS 08.88.490 [SHALL BE DEPOSITED TO THE REAL
6 ESTATE SURETY FUND].

7 * **Sec. 2.** AS 14.48.090 is repealed and reenacted to read:

8 Sec. 14.48.090. FEES. The commission shall adopt regulations that establish
9 the amount and manner of payment of application fees, authorization or permit fees,
10 renewal fees, investigation fees, and all other fees as appropriate for the authorization
11 to operate under AS 14.48.070 and the agent's permit for services under AS 14.48.080.

12 * **Sec. 3.** AS 23.30.090 is amended by adding new subsections to read:

13 (b) An employer authorized as a self-insurer, except the state, a municipality,
14 a municipal school district, or a regional educational attendance area shall pay to the
15 department, for administrative services provided by the department, a fee of four
16 percent of the total amount reported in the report filed by the employer under
17 AS 23.30.155(m) for the preceding calendar year. The board shall adopt regulations
18 establishing the procedures for payment of the fee under this subsection. The
19 department shall transfer the fees collected under this subsection to the Department of
20 Revenue for deposit in the state treasury.

21 (c) In (b) of this section, “total amount reported” means the total of all
22 temporary total disability payments, temporary partial disability payments, permanent
23 partial disability payments, permanent partial impairment payments, permanent total
24 disability payments, medical benefits, reemployment benefits, death benefits, attorney
25 fees, litigation costs, penalties, interest, and other payments paid by the employer and
26 reported in the employer's annual report filed under AS 23.30.155(m).

27 * **Sec. 4.** AS 43.70.030(a) is amended to read:

28 (a) The license fee for each business is \$75 for a two-year period [25 PER
29 YEAR].

30 * **Sec. 5.** AS 44.35.040 is amended to read:

31 Sec. 44.35.040. FEES FOR CERTAIN TRAINING. The Department of Military

1 and Veterans' Affairs may adopt regulations establishing reasonable fees for training
2 provided by the department to persons relating to emergency management response.
3 Regulations adopted under this section must establish [THE TRANSPORTATION,
4 STORAGE, OR OTHER MANAGEMENT OF HAZARDOUS SUBSTANCES, AND
5 ESTABLISHING] procedures for the collection of the fees.

6 * **Sec. 6.** AS 44.46.025(a) is amended to read:

7 (a) The Department of Environmental Conservation may adopt regulations that
8 prescribe reasonable fees, and establish procedures for the collection of the fees, to
9 cover the applicable direct costs, not including travel, of inspections, permit
10 preparation and administration, plan review and approval, and other services provided
11 by the department relating to

12 (1) agriculture and animals under AS 03.05; food, drugs, and cosmetics
13 under AS 17.20; and public accommodations and facilities under AS 18.35;

14 (2) certificates of inspection for motor vehicles under AS 46.14.400 or
15 46.14.510;

16 (3) sewerage system and treatment works and wastewater disposal
17 systems, and drinking water systems, under AS 46.03.720;

18 (4) [REPEALED

19 (5) REPEALED

20 (6)] water and wastewater operator training under AS 46.30;

21 (5) [(7)] control of solid waste facilities under AS 46.03.020(10) and
22 46.03.100;

23 (6) [(8)] certification of laboratories conducting environmental analyses
24 of public drinking water systems or of oil or hazardous substances, or conducting other
25 analyses required by the department;

26 (7) [(9)] certification of federal permits or authorizations under 33
27 U.S.C. 1341, sec. 401 (Clean Water Act);

28 (8) regulation of pesticides and broadcast chemicals under
29 AS 46.03.320 and 46.03.330.

30 * **Sec. 7.** TRANSITIONAL PROVISION: ADOPTION OF REGULATIONS. The state
31 agencies affected by this Act may proceed to adopt regulations necessary to implement the

1 changes made by secs. 2 - 6 of this Act, respectively. The regulations take effect under
2 AS 44.62 (Administrative Procedure Act), but not before the respective effective dates of
3 secs. 2 - 6 of this Act.

4 * **Sec. 8.** TRANSITIONAL PROVISION: TEMPORARY FEE SCHEDULE FOR
5 CERTAIN ACTIVITIES RELATED TO POSTSECONDARY EDUCATIONAL
6 INSTITUTIONS AND AGENTS. Until a new fee schedule is adopted by regulation to
7 implement the changes made by sec. 2 of this Act, the Alaska Commission on Postsecondary
8 Education, or its successor state agency, may charge the fees set out in the following schedule
9 for an authorization to operate an institution in this state and for an agent's permit related to
10 activities for postsecondary educational institutions:

- | | | |
|----|----------------------------------|--------|
| 11 | (1) authorization to operate | \$100; |
| 12 | (2) renewal of authorization to | |
| 13 | operate | \$100; |
| 14 | (3) an agent's permit | \$ 50; |
| 15 | (4) renewal of an agent's permit | \$ 50. |

16 * **Sec. 9.** Section 7 of this Act takes effect immediately under AS 01.10.070(c).

17 * **Sec. 10.** Sections 1, 2, 5, 6, and 8 of this Act take effect July 1, 1996.

18 * **Sec. 11.** Sections 3 and 4 of this Act take effect January 1, 1997.