HOUSE BILL NO. 126

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE FINANCE COMMITTEE

Introduced: 2/8/91
Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

"An Act making technical amendments to program receipts provisions in the Alaska Statutes as recommended by the revisor of statutes in order to conform the statutes to ch. 36, SLA 1990; and providing for an effective date."

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

*** Section 1.** AS 02.15.130 is amended to read:

Sec. 02.15.130. ASSISTANCE TO THE FEDERAL GOVERNMENT, MUNICIPALITIES AND OTHER PERSONS. The department may make available its engineering, maintenance, and other services, with or without charge, to the federal government, or to a municipality or person in connection with the planning, acquisition, construction, improvement, maintenance, or operation of airports or air navigation facilities. [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR MONEY THAT IS GENERATED BY THE PROVISION OF SERVICES TO NONSTATE ENTITIES UNDER THIS SECTION AND THAT THE DEPARTMENT DEPOSITS IN THE GENERAL FUND. THE ANNUAL ESTIMATED BALANCE IN THE ACCOUNT MAY BE USED BY

1 THE LEGISLATURE TO MAKE APPROPRIATIONS TO THE DEPARTMENT TO CARRY
2 OUT THE PURPOSES OF THIS SECTION.]
3 * **Sec. 2.** AS 04.11.590(c) is amended to read:
4 (c) [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
5 ACCOUNT FOR ALL APPLICATION FEES, LICENSE FEES, AND CIVIL FINES
6 COLLECTED UNDER THIS TITLE THAT THE DEPARTMENT OF REVENUE DEPOSITS
7 IN THE GENERAL FUND.] The annual estimated balance in the account **maintained by the**
8 **commissioner of administration under AS 37.05.142** may be used by the legislature to make
9 appropriations to the Department of Revenue to carry out the purposes of AS 04.06.
10 * **Sec. 3.** AS 08.54.470(d) is amended to read:
11 (d) [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
12 ACCOUNT FOR COMMERCIAL USE PERMIT FEES DEPOSITED IN THE GENERAL
13 FUND BY THE DEPARTMENT.] The annual estimated balance in the account **maintained by**
14 **the commissioner of administration under AS 37.05.142** may be used by the legislature to
15 make appropriations to the Department of Fish and Game and the Department of Public Safety
16 to carry out their respective responsibilities for management of game resources and enforcement
17 of game laws.
18 * **Sec. 4.** AS 14.07.059(d) is amended to read:
19 (d) The department shall deposit in the Alaska school activities fund all fees, including
20 membership fees and activity and events fees collected by the Alaska School Activities
21 Association. [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
22 ACCOUNT FOR THE DEPOSITS INTO THE FUND. THE ANNUAL ESTIMATED
23 BALANCE IN THE FUND MAY BE USED BY THE LEGISLATURE TO MAKE
24 APPROPRIATIONS TO THE DEPARTMENT TO CARRY OUT THE PURPOSES OF THIS
25 SECTION.]
26 * **Sec. 5.** AS 14.20.020(e) is amended to read:
27 (e) [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
28 ACCOUNT FOR TEACHER CERTIFICATION FEES THAT THE DEPARTMENT DEPOSITS
29 IN THE GENERAL FUND.] The annual estimated balance in the account **maintained by the**
30 **commissioner of administration under AS 37.05.142** may be used by the legislature to make
31 appropriations to the department to carry out the purposes of this section and to support the

activities of the Professional Teaching Practices Commission under AS 14.20.460, 14.20.470, and 14.20.500.

* **Sec. 6.** AS 18.50.225(d) is amended to read:

(d) [THE STATE REGISTRAR SHALL DEPOSIT FEES RECEIVED UNDER (A) OF THIS SECTION IN THE GENERAL FUND. THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR MONEY DEPOSITED UNDER THIS SUBSECTION.] The legislature may use the annual estimated balance of the account **maintained by the commissioner of administration under AS 37.05.142** to make an appropriation to the Alaska children's trust fund established under AS 37.14.200.

* **Sec. 7.** AS 18.62.030 is amended to read:

Sec. 18.62.030. FEE. When submitting an application, an applicant shall pay a fee of $40 for a certificate valid for one year or $75 for a certificate valid for three years. [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR CERTIFICATE OF FITNESS FEES THAT THE DEPARTMENT OF LABOR DEPOSITS IN THE GENERAL FUND. THE ANNUAL ESTIMATED BALANCE IN THE ACCOUNT MAY BE USED BY THE LEGISLATURE TO MAKE APPROPRIATIONS TO THE DEPARTMENT TO CARRY OUT THE PURPOSES OF THIS CHAPTER.]

* **Sec. 8.** AS 18.70.080(b) is amended to read:

(b) The commissioner of public safety may establish by regulation and the department may charge reasonable fees for fire and life safety plan checks made to determine compliance with regulations adopted under (a)(2) of this section. [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR FEES COLLECTED UNDER THIS SUBSECTION THAT THE DEPARTMENT OF PUBLIC SAFETY DEPOSITS IN THE GENERAL FUND. THE ANNUAL ESTIMATED BALANCE IN THE ACCOUNT MAY BE USED BY THE LEGISLATURE TO MAKE APPROPRIATIONS TO THE DEPARTMENT TO CARRY OUT THE PURPOSES OF THIS CHAPTER.]

* **Sec. 9.** AS 18.70.310(d) is amended to read:

(d) The Department of Public Safety shall establish a fee schedule to fully compensate for the costs of enforcement of, and placards provided under, this section. Fees collected under this subsection shall be deposited in the general fund. [THE COMMISSIONER OF ADMINISTRATION SHALL ACCOUNT SEPARATELY FOR FEES COLLECTED AND

1 DEPOSITED UNDER THIS SUBSECTION. THE ANNUAL ESTIMATED BALANCE IN THE
2 ACCOUNT MAY BE APPROPRIATED BY THE LEGISLATURE TO THE DEPARTMENT
3 OF PUBLIC SAFETY TO CARRY OUT THE PURPOSES OF THIS SECTION.]
4 * **Sec. 10.** AS 19.25.200(a) is amended to read:
5 (a) An encroachment may be constructed, placed, changed, or maintained across or along
6 a highway, but only in accordance with regulations adopted by the department. An encroachment
7 may not be constructed, placed, maintained, or changed until it is authorized by a written permit
8 issued by the department, unless the department provides otherwise by regulation. The
9 department may charge a fee for a permit issued under this section. [THE COMMISSIONER
10 OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR ENCROACHMENT
11 PERMIT FEES THAT THE DEPARTMENT DEPOSITS IN THE GENERAL FUND. THE
12 ANNUAL ESTIMATED BALANCE IN THE ACCOUNT MAY BE USED BY THE
13 LEGISLATURE TO MAKE APPROPRIATIONS TO THE DEPARTMENT TO CARRY OUT
14 THE PURPOSES OF THIS SECTION.]
15 * **Sec. 11.** AS 25.27.125(b) is amended to read:
16 (b) [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
17 ACCOUNT FOR THE STATE SHARE OF PAYMENTS MADE BY OBLIGORS UNDER
18 AS 25.27.120 THAT THE AGENCY COLLECTS AND DEPOSITS IN THE GENERAL
19 FUND.] The annual estimated balance in the account **maintained by the commissioner of**
20 **administration under AS 37.05.142** may be used by the legislature to make appropriations to
21 the Department of Health and Social Services to carry out the purposes of AS 47.10.230 -
22 47.10.260 and AS 47.25.31 - 47.25.420
23 * **Sec. 12.** AS 26.05.230(b) is amended to read:
24 (b) The armory of each battalion, company, or other unit is subject to the order of the
25 adjutant general and under the charge of its armory board which shall keep in the armory all
26 property furnished by the state. Except for scout battalions organized under special authority of
27 the Secretary of the Army, a unit may not be furnished with arms or equipment until a suitable
28 armory is provided for their deposit. Subject to regulations adopted by the adjutant general, an
29 armory may be used for any reasonable and legitimate civilian activity so long as the activity
30 does not interfere with its use for military purposes. Proceeds received as rental or otherwise at
31 an armory from nonmilitary use shall be deposited in the general fund. [THE COMMISSIONER

1 OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR FACILITIES RENTAL
2 FEES THAT ARE DEPOSITED IN THE GENERAL FUND UNDER THIS SUBSECTION.
3 THE ANNUAL ESTIMATED BALANCE IN THE ACCOUNT MAY BE USED BY THE
4 LEGISLATURE TO MAKE APPROPRIATIONS TO THE DEPARTMENT OF MILITARY
5 AND VETERANS' AFFAIRS TO CARRY OUT THE PURPOSES OF THIS SECTION.]
6 * **Sec. 13.** AS 28.10.421(f) is amended to read:
7 (f) In addition to the fees imposed under (b) and (d) of this section, the following special
8 annual registration fee is imposed upon renewal of registration for a passenger vehicle, motor
9 home, pick-up truck, or a van with special request Winter Olympics commemorative plates . .
10 . $30; [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT
11 FOR THE FEES RECEIVED UNDER THIS SUBSECTION THAT THE DEPARTMENT
12 DEPOSITS IN THE GENERAL FUND;] the annual estimated balance in the account **maintained**
13 **by the commissioner of administration under AS 37.05.142** may be appropriated by the
14 legislature to the Alaska amateur sports fund established under AS 05.35.150.
15 * **Sec. 14.** AS 33.30.031(e) is amended to read:
16 (e) The commissioner may enter into an agreement with the United States, another state,
17 a municipality of this state, or another state agency, to provide a correctional facility for the
18 custody, care, and discipline of a person held under authority of the law of that jurisdiction.
19 [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR
20 PAYMENTS RECEIVED FOR THE SERVICES PROVIDED UNDER THIS SECTION THAT
21 THE DEPARTMENT DEPOSITS IN THE GENERAL FUND. THE ANNUAL ESTIMATED
22 BALANCE IN THE ACCOUNT MAY BE USED BY THE LEGISLATURE TO MAKE
23 APPROPRIATIONS TO THE DEPARTMENT TO CARRY OUT THE PURPOSES OF THIS
24 SECTION.]
25 * **Sec. 15.** AS 38.09.020(b) is amended to read:
26 (b) An applicant for a homestead entry permit shall personally stake the corners and flag
27 the boundaries of the land entered under this chapter and shall personally file with the
28 commissioner a description of the land entered. A homestead entry shall be described by aliquot
29 parts unless otherwise permitted by the commissioner. The commissioner may require the
30 applicant to establish a deposit for the costs of survey before issuing the homestead entry permit.
31 [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR

1 MONEY RECEIVED UNDER THIS SUBSECTION THAT THE COMMISSIONER DEPOSITS
2 IN THE GENERAL FUND. THE ANNUAL ESTIMATED BALANCE IN THE ACCOUNT
3 MAY BE APPROPRIATED BY THE LEGISLATURE TO CARRY OUT THE PURPOSES OF
4 THIS SECTION.]
5 * **Sec. 16.** AS 41.23.470(e) is amended to read:
6 (e) [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
7 ACCOUNT FOR FUNDS COLLECTED UNDER THIS SECTION AND DEPOSITED IN THE
8 GENERAL FUND.] The annual estimated balance in the account **maintained by the**
9 **commissioner of administration under AS 37.05.142** may be appropriated by the legislature
10 to the department to carry out the purposes of AS 41.23.400 - 41.23.510.
11 * **Sec. 17.** AS 43.50.350 is amended to read:
12 Sec. 43.50.350. DISPOSITION OF PROCEEDS. The tax collected by the department
13 shall be deposited in the general fund. [THE COMMISSIONER OF ADMINISTRATION
14 SHALL SEPARATELY ACCOUNT FOR THE TAXES THAT ARE DEPOSITED IN THE
15 GENERAL FUND UNDER THIS SECTION.] The annual estimated balance in the account
16 **maintained by the commissioner of administration under AS 37.05.142** may be used by the
17 legislature to make appropriations for health care, health research, health promotion, and health
18 education programs.
19 * **Sec. 18.** AS 44.37.025(b) is amended to read:
20 (b) The department shall prescribe and account for recording fees and do all other things
21 necessary to maintain the recording systems established under the laws of this state. [THE
22 COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR FEES
23 COLLECTED UNDER THIS SECTION THAT THE DEPARTMENT OF NATURAL
24 RESOURCES DEPOSITS IN THE GENERAL FUND. THE ANNUAL ESTIMATED
25 BALANCE IN THE ACCOUNT MAY BE USED BY THE LEGISLATURE TO MAKE
26 APPROPRIATIONS TO THE DEPARTMENT TO CARRY OUT THE PURPOSES OF THIS
27 SECTION.]
28 * **Sec. 19.** AS 44.41.020(a) is amended to read:
29 (a) The Department of Public Safety shall administer functions relative to the protection
30 of life and property. The department may enter into agreements with nonprofit organizations and
31 federal and local government agencies to train personnel of those agencies in the protection of

1 life and property. [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
2 ACCOUNT FOR TRAINING FEES RECEIVED UNDER TRAINING AGREEMENTS AND
3 THAT THE DEPARTMENT DEPOSITS IN THE GENERAL FUND. THE ANNUAL
4 ESTIMATED BALANCE IN THE ACCOUNT MAY BE USED BY THE LEGISLATURE TO
5 MAKE APPROPRIATIONS TO THE DEPARTMENT TO CARRY OUT THE PURPOSES OF
6 THIS SECTION.]
7 * **Sec. 20.** AS 44.41.020(b) is amended to read:
8 (b) The department may enter into agreements with federal and local government
9 agencies to provide a statewide criminal justice information system. Reasonable fees may be
10 charged by the department to cover the costs of providing services under these agreements,
11 including maintenance of terminal hardware and network connect charges. [THE
12 COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR THE
13 CRIMINAL JUSTICE INFORMATION SYSTEM FEES THAT THE DEPARTMENT OF
14 PUBLIC SAFETY DEPOSITS IN THE GENERAL FUND. THE ANNUAL ESTIMATED
15 BALANCE IN THE ACCOUNT MAY BE USED BY THE LEGISLATURE TO MAKE
16 APPROPRIATIONS TO THE DEPARTMENT TO CARRY OUT THE PURPOSES OF THIS
17 SECTION.]
18 **Sec. 21.** AS 44.41.025(b) is amended to read:
19 (b) The commissioner of public safety may establish by regulation and the Department
20 of Public Safety may charge a reasonable fee to be paid by a person requesting information from
21 the Alaska automated fingerprint system and by a person submitting fingerprints under (d) of this
22 section. [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT
23 FOR FEES COLLECTED UNDER THIS SECTION THAT THE DEPARTMENT OF PUBLIC
24 SAFETY DEPOSITS IN THE GENERAL FUND. THE ANNUAL ESTIMATED BALANCE
25 IN THE ACCOUNT MAY BE USED BY THE LEGISLATURE TO MAKE APPROPRIATIONS
26 TO THE DEPARTMENT TO CARRY OUT THE PURPOSES OF THIS SECTION.]
27 * **Sec. 22.** AS 44.62.175(d) is amended to read:
28 (d) The lieutenant governor shall sell individual copies of and subscriptions to the journal
29 at a price reasonably calculated to offset the cost of publication and distribution. [THE
30 COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY ACCOUNT FOR MONEY
31 COLLECTED UNDER THIS SUBSECTION THAT THE LIEUTENANT GOVERNOR

1 DEPOSITS IN THE GENERAL FUND. THE ANNUAL ESTIMATED BALANCE IN THE
2 ACCOUNT MAY BE USED BY THE LEGISLATURE TO MAKE APPROPRIATIONS TO
3 THE OFFICE OF THE LIEUTENANT GOVERNOR TO CARRY OUT THE PURPOSES OF
4 THIS SECTION.]
5 * **Sec. 23.** AS 46.03.375(b) is amended to read:
6 (b) The division shall establish fees applicable to certification under this section in an
7 amount necessary to cover the costs of the certification program. The fees shall be collected by
8 the division. [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
9 ACCOUNT FOR FEES DEPOSITED IN THE GENERAL FUND BY THE DEPARTMENT OF
10 COMMERCE AND ECONOMIC DEVELOPMENT UNDER THIS SUBSECTION. THE
11 LEGISLATURE MAY APPROPRIATE THE ANNUAL ESTIMATED BALANCE OF THE
12 ACCOUNT TO THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT
13 FOR OPERATION OF THE CERTIFICATION PROGRAM.]
14 * **Sec. 24.** AS 46.03.385(e) is amended to read:
15 (e) [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
16 ACCOUNT FOR MONEY DEPOSITED IN THE GENERAL FUND BY THE DEPARTMENT
17 UNDER THIS SECTION.] The legislature may appropriate the annual estimated balance of the
18 account **maintained by the commissioner of administration under AS 37.05.142** to the storage
19 tank assistance fund established under AS 46.03.410.
20 * **Sec. 25.** AS 46.03.410(a) is amended to read:
21 (a) There is established the storage tank assistance fund. It consists of money
22 appropriated to it by law. **The department shall deposit earnings on money in the fund in**
23 **the general fund** [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
24 ACCOUNT FOR EARNINGS ON MONEY IN THE FUND THAT ARE DEPOSITED IN THE
25 GENERAL FUND BY THE DEPARTMENT]. The legislature may use the estimated balance
26 in the account **maintained by the commissioner of administration under AS 37.05.142** to
27 make appropriations to the fund.
28 * **Sec. 26.** AS 46.03.420(i) is amended to read:
29 (i) [THE COMMISSIONER OF ADMINISTRATION SHALL SEPARATELY
30 ACCOUNT FOR MONEY DEPOSITED BY THE DEPARTMENT UNDER THIS SECTION.]
31 The legislature may appropriate the annual estimated balance of the account **maintained by the**

1 **commissioner of administration under AS 37.05.142** to the **storage tank assistance** fund
2 established under AS 46.03.410.
3 * **Sec. 27.** AS 05.15.025; AS 06.01.045; AS 08.01.065(e); AS 10.06.858(b); AS 10.15.563;
4 AS 10.20.643; AS 10.25.530(c); AS 10.35.075; AS 10.40.140(c); AS 14.07.035; AS 14.48.090(b);
5 AS 16.05.826(d); AS 16.43.105; AS 16.51.160(b); AS 18.50.330(b); AS 18.60.950; AS 19.05.046;
6 AS 21.06.260; AS 23.05.070; AS 28.05.021(b); AS 28.10.431(i); AS 28.15.271(d); AS 34.45.370(b);
7 AS 34.55.020(g); AS 36.30.730(f); AS 38.05.073(s); AS 39.30.096; AS 39.45.021; AS 41.08.025;
8 AS 41.21.030(b); AS 42.05.651(b); AS 42.06.610(c); AS 42.30.225(f); AS 43.10.037; AS 44.21.410(c);
9 AS 44.29.022(c), 44.29.220(b); AS 44.33.022, 44.33.120(c), 44.33.730(b); AS 44.88.420(b);
10 AS 45.09.409; AS 45.55.265; AS 47.10.120(d); AS 47.30.910(g); AS 47.55.020(d), 47.55.030(e); and
11 AS 47.80.150(g) are repealed.
12 * **Sec. 28.** This Act takes effect immediately under AS 01.10.070(c).