

HB

81

1/27/75

COMMITTEE REPORT

FINANCE

HOUSE

Mr. Speaker:

Date Feb 3, 1975

The Committee on Judiciary has had HB 81

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR \_\_\_\_\_ AND THAT

CS FOR \_\_\_\_\_ DO PASS

"and" recommends it BE REFERRED TO THE \_\_\_\_\_

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

<u>Jerry Anderson</u>	_____	_____
<u>R. A. ...</u>	_____	_____
<u>...</u>	_____	_____
<u>...</u>	_____	_____

Members NOT concurring in the Majority report:

<u>Tom ...</u>	recommends:	<u>Do Not Pass</u>
<u>...</u>	recommends:	<u>...</u>
_____	recommends:	
_____	recommends:	
_____	recommends:	

Jerry Anderson Chairman

A M E N D M E N T

OFFERED IN THE HOUSE:

By: Judiciary Committee

To: \_\_\_\_\_ HOUSE BILL No. 81

SENATE BILL No. \_\_\_\_\_

PAGE: 1

LINE: 11 - 12

Line 11

after "funding for:" ADD: specialized legal services in

Line 12

change "in which" to: to which

after "party" ADD: a period

delete: "and for specialized legal services."

February 4, 1975

Rep. Hugh Malone  
Chairman  
House Finance

Dear Rep. Malone:

Although the House Judiciary Committee passed HB 81 as amended on February 3, 1975, the Committee stipulated that the following be submitted to the Finance Committee for their consideration:

Testimony of Mr. Bob Shroedor, Department of Law, indicated that part of the request, \$107,900, is for continued funding of the Cook Inlet Oil Pricing case. It would cover expenses necessary to bring this case to an end and would cover funding that extended past FY 75 into FY 76. It would appear improper for a supplemental request to extend past the current fiscal year.

In addition, the catch all phrase, "and for specialized legal services" was removed and language changed (see amendment) to limit the appropriation to the Cook Inlet Oil Pricing case and the late billing charge of \$12,400. Mr. Shroedor stated that HB 81 was to cover these cases specifically.

Sincerely,

Terry Gardiner  
Chairman, House Judiciary Committee

Introduced: 1/27/75  
Referred: Judiciary and  
Finance

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 81

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the  
7 Department of Law; and providing for an effective  
8 date."

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

10 \* Section 1. The sum of \$120,300 is appropriated from the general fund  
11 to the Department of Law to provide funding for <sup>Specialized Legal services in</sup> two major pending law suits  
12 ~~in~~ which the state is a party, ~~and for specialized legal services.~~

13 \* Sec. 2. The appropriation made by this Act is to provide continuing  
14 funding for more than one year and is not subject to the lapse provisions  
15 of AS 37.25.010.

16 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.  
17 10.070(c).

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Sincerely,

Terry Gardiner  
Chairman, House Judiciary Committee

House Judiciary Committee  
February 3, 1975

The meeting was called to order at 1:38 by Vice Chairman Bradley.  
Members present: Bradley, Parr, Fink, Specking, Cotton, Brown.

HB 81 - Supplemental appropriation to Department of Law

Bob Shroeder of the Department of Law explained why the \$120,300 was needed. \$12,400 would go to pay off private attorney fees on work done in FY 74. FY 74 funding to meet this obligation lapsed before a billing was submitted. \$107,900 would cover the amount necessary to bring the lower Cook Inlet case to a close -- FY 75 and FY 76. He explained that there was no liquidity in the FY 75 budget to meet these obligations without taking from something else. Rep. Fink stated that these were old cases of which the department has been aware for several years. He felt that supplemental appropriations should be for unforeseen expenses.

Rep. Specking moved that in line 12 a period be inserted after "party" and that the rest of the sentence be deleted.

Rep. Brown suggested that the language "specialized legal services in" be inserted after "funding for" in line 11 and be deleted from line 12.

Rep. Bradley moved and asked unanimous consent that Mr. Brown's version of the amendment be adopted. There was no objection.

Rep. Brown moved that HB 81 be passed out favorably as amended with a report to the Finance Committee requesting that they thoroughly explore the fiscal ramifications. There being no objection, HB 81 was signed out.

SB 89 Conflict of Interest

The redrafted CS of SB 89 was accepted by the committee and passed out.

HB 55 - Requirement to post bond

. Cowper, sponsor of the legislation, gave the following testimony:

This is a special requirement of the State of Alaska. The federal government does not require posting of bond. The requirement is discriminatory and its constitutionality questionable. The State's insurance company requested the bill - Alaska Pacific Insurance. Indigents don't have to post bond.