

HSP
22

COMMITTEE REPORT

HOUSE

4/6

(11)

FURTHER:

Ruler

3/12/82

Date:

4-3-82

Mr. Speaker:

The Committee on FINANCE has had HB 2

"An Act relating to the use and disposal of state land."

under consideration and ~~(a majority of the committee)~~ ~~(the committee)~~ reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 2 (FINANCE) same title new title
- and recommends individual recommendations
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back ^{individual} without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

RP Buttrick

Shelton

MEMBERS HAVING
OTHER RECOMMENDATIONS:

David Cuddy - piggy back bill, do not pass

Joseph Thibault - DO NOT PASS!

Mukins No Rec

Jack Fuller No Rec

Abt. Adams - No Rec

Montgomery - No Rec

Robert P. Adams
CHAIRMAN

COMMITTEE REPORT

3/12

HOUSE

4
2/3/81
(11)

FURTHER: FINANCE

Date: March 10, 1982

Mr. Speaker:

The Committee on RESOURCES has had HB 2

"An Act relating to the use and disposal of state land."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 2 (Resources) same title
and ^{may} recommends do pass new title
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING

DO PASS

Ken Fenner DO PASS

Eric Sutcliffe

Rick Halford

Ben [unclear]

Totah [unclear] Carney

Dan [unclear] Barner

MEMBERS HAVING

OTHER RECOMMENDATIONS:

Ken Fenner
CHAIRMAN

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHB - 2 (Finance)
 Title An Act relating to Land: effective date.
 Requested by Finance Committee Date 4-6-82

II. FISCAL DETAIL

Agency Affected Department of Natural Resources
 Program Category Affected _____
 BRU, Program, or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL			-0-			

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						
			-0-			

POSITIONS

FULL TIME			-0-			
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

IV. DATE 4-7-82 PREPARED BY Jeff Haynes
 AGENCY Department of Natural Resources
 PHONE 465-2400
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

MAR 26 1982

I. REQUEST

Bill/Resolution No. CSHB 2
Title An Act relating to state land: establishing a homestead entry program
Requested by Resources Committee Date 3-12-82

II. FISCAL DETAIL

Agency Affected Department of Natural Resources
Program Category Affected _____
BRU, Program, or Subprogram(s) Affected _____
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-	-0-			

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND			-0-			
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

This program can be handled with present staff for the next fiscal year.

IV. DATE March 24, 1982 PREPARED BY Jeff Hayes
AGENCY Natural Resources
PHONE 465-2400

COMMITTEE REPORTS (House)

Election Code COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 299 (JUD), (see
(misc. amend- pages 139; 197; 224). Reported back to the House on March 10 by
ments to) Stat Affairs with the committee recommending it be replaced
with a SUBSTITUTE and that it do pass. To Judiciary.

The SUBSTITUTE adds an immediate effective date to the bill and makes a change to the procedure for challenging a voter's eligibility to vote. Original bill required a questioned voter to "subscribe to an oath and affidavit" before being allowed to vote. SUBSTITUTE would allow questioned voter the option of subscribing to an oath or an affirmation. Eliminates requirement that questioned voter also sign an affidavit.

AK Railroad SENATE JOINT RESOLUTION NO. 67, (see pages 187; 334; 340).
Employees Reported back to the House on March 12 by Transportation with
(exemptions) the committee recommending it do pass. To Rules.

AK Railroad SENATE JOINT RESOLUTION NO. 76, (see pages 262; 332). Re-
(right-of-way/ ported back to the House on March 12 by the Spec. Committee on
Susitna Dam) Railroads and Coal Development with the committee recommending
it do pass. To Rules.

Homesteading HOUSE BILL NO. 2, (see pages 125 & 239, 1981 report). Re-
on state ported back to the House on March 12 by Resources with the com-
land mittee recommending it be replaced with SUBSTITUTE and that
it do pass. To Finance.

SUBSTITUTE completely rewrites the bill. Sets up a homestead entry program for state land. Would allow Alaskans who qualify for the existing land disposal programs to obtain a maximum 320-acre parcel from the land lottery program (AS 38.05.077) or a maximum 160-acre parcel from the remote parcel program (AS 38.05.057). A successful entrant in the land lottery or remote parcel programs could apply to receive patent to the land under the new homestead program. The person cannot have leased a remote parcel from the state or applied for homestead entry within the eight years immediately preceding the date of application. An applicant is eligible to receive a patent to the land "if, within seven years from the date of the application, the applicant (1) occupies the land for a total of 35 months; (2) erects a habitable dwelling; (3) clears and prepares for cultivation not less than (A) one-fourth of the land entered if the land is limited to agricultural use; or (B) one-eighth of the land entered if the land is not limited to agricultural use; (4) brushes the boundaries of the homestead entry and maintains the brushed boundaries so that they are easily visible from the ground; (5) causes a survey of the homestead entry to be made that is acceptable to the director." If these conditions are not fulfilled, the homestead application is void. A person who has applied for or received homestead land under the program would be ineligible for a loan from the state Agricultural Loan Fund (AS 03.10) to erect the habitable dwelling or to clear the land. Provisions are added to AS 38 under new Chapter 9, "Homestead Entry."

Amends AS 38.04.020(g)(3)(Land Availability for Private Use-Land Disposal Bank) by adding: "Land designated agricultural or suitable for disposal other than as commercial or industrial may be sold under

COMMITTEE REPORTS (House)

HB 2 (cont'd)

AS 38.05.077 [remote parcel program]." Amends paragraph to delete requirement that land designated as agricultural, commercial, industrial, or suitable for other disposal be sold under AS 38.05.055 (disposal by auction) or AS 38.05.057 (disposal by lottery).

Amends lottery provisions in 38.05.057 by deleting: "An applicant may be represented by an agent on the day of the lottery if the land offered for sale is commercial, industrial, or agricultural land." Would also allow a person who cannot attend the lottery because of military service, in or outside the state, to be eligible to win (existing law only allows the exemption if the military service is outside the state). Adds: "If the land is designated for homestead entry, the applicant selected by lottery for homestead entry must file an application under AS 38.09.030(a) [new program created by bill]."

Amends portions of AS 38.05.077 (remote parcel program). Amended to allow a person to either purchase a remote parcel, or to receive patent to it under the new homestead program. If a remote parcel is purchased, it may not exceed 40 acres. If it is acquired as a homestead, it may not exceed 160 acres. To qualify to lease a remote parcel, a person must (among other things) certify that he has not made application for homestead entry on state land within eight years immediately preceding the date of staking a remote parcel.

Act effective on July 1, 1982.

State Taxes
(motor fuel)

HOUSE BILL NO. 37, (see page 143, 1981 report). Reported back to the House on March 12 by State Affairs with a majority of the committee recommending it be replaced with SUBSTITUTE and that it do pass. Reps. Metcalfe (Chmn.), Abood and Fanning signed "do pass." Reps. Miller and Brown signed "no recommendation." To Finance.

The original bill would have repealed all state taxes except for the Oil and Gas Corporate Income Tax (AS 43.21). The SUBSTITUTE relates to levy of the motor fuel tax (AS 43.40). The tax, which ranges from 2-1/2 to 8 cents per gallon depending on the type of motor fuel, is currently levied on all motor fuel sold or otherwise transferred within the state and on all motor fuel consumed by a user. The bill would add a new provision to read: "If a dealer has a reasonable belief at the time of sale or transfer that fuel that is sold or transferred is not to be used as motor fuel, the dealer need not collect the motor fuel tax. If the tax is not collected, the dealer shall obtain a certificate of use from the buyer or transferee stating that the fuel that has been or will be purchased or received is not intended for use as motor fuel. The Department of Revenue may not collect the motor fuel tax from a dealer for fuel for which a certificate of use has been properly obtained under this subsection. The dealer shall retain a copy of each certificate of use obtained under this subsection for examination or audit on request by the Department of Revenue. The form of a certificate of use may be prescribed by regulation adopted by the Department of Revenue."