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COMMITTEE REPORT
SENATE

FURTHER: None

5/19/81

Date: April 7, 1982

Mr. President:

The Committee on JUDICIARY has had CSHL 377(Jud) am
presumptive terms of imprisonment for felonies

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

INDIVIDUAL

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

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Charles J. ...
John G. ...

CHAIRMAN



Official Business

Alaska State Legislature

Senate

Committee on Judiciary

Pouch V
State Capitol
Juneau, Alaska 99811

MINUTES OF THE SENATE JUDICIARY COMMITTEE

OF

APRIL 5, 1982

Butrovich Committee Room, State Capitol Juneau, Alaska

Legislation Before Committee:

- SB 327 - "An Act relating to parole of offenders; continuing the existence of the Board of Parole; and providing for an effective date."
- HB 377 - "An Act relating to factors in aggravation for purposes of imposing presumptive terms of imprisonment for felonies."
- SB 686 - "An Act relating to the return of property recovered or seized by law enforcement agencies or acquired as evidence in a criminal proceeding."
- SB 864 - "An Act continuing the existence of the Alaska Code Revision Commission and amending the statutes relating to its responsibilities."

The meeting of the Senate Judiciary Committee was called to order by Chairman Rodey at 1:40 P.M. Committee members present were: Senators Rodey, Ray, Parr, and Anderson. Senator Bennett was absent.

002 - Call to order.

005 - Chairman Rodey brought SB 327 before the committee.

027 - Senator Anderson moved to delete [\$100] and insert \$150 on Page 3, Line 1. Senator Ray objected.

076 - Senator Anderson's amendment was adopted with Senator s Rodey, Parr, and Anderson a yes vote. Senator Ray voted no.

124 - Senator Parr moved to pass SB 327 with individual recommendations. There was no objection.

184 - Chairman Rodey brought SB 864 before the committee.

220 - Mr. Bruce goes over language.

417 - Senator Parr moved that beginning on Page 2, Line 24 the following language be added: Each draft of legislation submitted by the commission shall be accompanied by a sectional analysis; the commission shall prepare the sectional analysis using language that is understandable to a layman. There was no objection.

531 - Senator Ray moved to strike Sec. 4 of the committee substitute beginning on Page 2, Line 21: [(2) establish one or more subcommissions to assist it in the performance of its duties; the commission may appoint any person to serve on a subcommission established under this paragraph.] There was no objection.

547 - Senator Ray moves to pass SB 864 with individual recommendations. There was no objection.

558 - Chairman Rodey brought HB 377 before the committee.

560 - Mr. Bruce explains the committee substitute.

640 - Senator Anderson moved to adopt the committee substitute for HB 377. Senator Ray objected on the basis that the committee substitute is not germane to the original bill.

659 - Senator Anderson moved to pass HB 377 pending the chair's decision on germaneness.

675 - Chairman Rodey brought SB 686 before the committee.

677 - Pat Conheady, Department of Law, testified, giving the changes in the bill.

107 - Don Magneson, representing the Alaska Retailers Association, testified in favor of photographing evidence.

180 - SB 686 returned to file.

183 - Adjourned at 3:15 P.M.

Municipality of Anchorage

MEMORANDUM

DATE: February 2, 1982

TO: Ken Lythegoe, Executive Assistant, Municipal Manager's Office

FROM: Richard L. Waller, Assistant Municipal Attorney^{RLW}

SUBJECT: State of Alaska v. Municipality of Anchorage, Suit for Judicial Services, File No. 1630.500-78, Court No. 3AN-78-7663

In 1978 the State of Alaska brought suit against the Municipality of Anchorage for approximately \$262,000.00 representing the costs incurred by the State for judicial services in connection with the processing of criminal cases brought pursuant to municipal ordinance. This amount covers the expense of District Court judges, clerical staff, space rental, phone, postage equipment rental, equipment repair and administrative overhead. The services were rendered to the Municipality from January of 1975 through June of 1976, after which the Municipality paid these costs until July 1, 1978 when AS § 22.15.270 was amended placing this responsibility on the State. Initially the State agreed not to sue if the Municipality could cause a bill to be passed and signed by the Governor forgiving this debt. In 1977 the Municipality did obtain the passage of House Bill No. 214 forgiving this debt, however, the bill was vetoed by the Governor. Thereafter the State subsequently sued. Very little has happened in the case based on an agreement between the State and the Municipality to once again attempt to pass forgiving legislation. An up to date copy of the house bill for introduction in the 1982 Legislature has been prepared to include in the Municipality's legislative package.

RLW/kjw

**Municipality
of
Anchorage**



OFFICE OF THE MAYOR

POUCH 6-650
ANCHORAGE, ALASKA 99502
(907) 274-2525

GEORGE M. SULLIVAN,
MAYOR

March 21, 1978

Senator Joseph L. Orsini, Chairman
Community & Regional Affairs Committee
Pouch V
Juneau, Alaska 99811

Dear Senator ^{Joe} Orsini:

Your committee is presently considering HB 214 entitled "An Act forgiving amounts owed by political subdivisions for judicial services; and providing for an effective date". The Municipality of Anchorage strongly supports this legislation and urges its adoption by the Senate at the earliest possible time.

Prior to 1976, AS 22.15.270 required municipalities to pay to the state "such sums as will pay for the judicial services rendered to the political subdivision by the district judge or magistrate rendering the services." Chapter 219 SLA 1976 deleted the above quoted language but, unfortunately, did not expressly deal with amounts owed to the state by municipalities for pre-1976 judicial services. Since 1976, the state has indicated that it will file suit to recover outstanding amounts incurred prior to 1976 unless the Legislature acts to clarify the situation and excuse municipalities from such debts. I understand that a number of municipalities would benefit from the proposed bill. Anchorage has approximately \$250,000 in outstanding debt that would be forgiven if HB 214 becomes law.

Since the State of Alaska is actively encouraging the provision of local law enforcement and other criminal justice services by programs such as revenue sharing, it seems odd that the State should seek to make municipalities pay costs for judicial services incurred as an essential part of the criminal justice process. For example, this year, Anchorage will receive approximately \$1,470,280 in revenue sharing for police services under AS 43.18.010(a)(1). However, under the 1978 budget for police and prosecution functions, Anchorage taxpayers will contribute approximately \$10,325,300 for those services. Anchorage taxpayers are therefore doing at least their fair share to provide an adequate criminal justice system for over half the people of Alaska.



Senator Joseph L. Orsini
March 21, 1978
Page 2

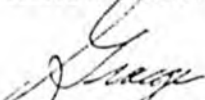
In addition, the Assembly in 1976, adopted a comprehensive penal code and began an intensive effort to control criminal activity such as prostitution and drunk driving (OMVI) at the local level. Many of the criminal activities controlled through local police and local prosecutors were formerly the responsibility of the State Troopers and District Attorney. Thus, by mounting an intensive local effort against crime, Anchorage is, in essence, saving the state considerable costs that it would otherwise incur.

Based on these facts, I do not feel that it is inequitable or unreasonable for municipalities such as Anchorage to be excused from outstanding debts for judicial services. This is particularly true in light of the fact that, by enacting Ch. 219, SLA 1976, the Legislature has indicated that such costs are properly the responsibility of the state.

If you have any additional questions concerning this legislation, please contact Mr. Ted Berns, Municipal Attorney at 264-4237. Thank you for your attention to this bill and for an opportunity to comment.

Sincerely,

MUNICIPALITY OF ANCHORAGE



George M. Sullivan
Mayor

GMS:TDB:gml

CSHB 193 am, HB 424, HB 273 am

SENATE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

May 12, 1977

Present: Chairman Orsini, Senators Hackney and Willis; Reed Stoops, Community & Rural Affairs Department; Margo Dick, Day Care Assistance; Palmer McCarter, Dept. C&RA.

Absent: Senators Ferguson and Sumner

The hearing began with CSHB 193 am concerning day care assistance. Reed Stoops, Community and Rural Development, testified in favor of the bill and explained that the proposed changes in the bill would (1) reverse the licensing requirements of day care facilities; (2) redefine definitions of "child"; (3) eliminate the current system of providing assistance to AFDC families and; (4) provide for an effective date.

Mr. Stoops informed the committee that those AFDC families who were receiving 100% funding for day care assistance would henceforth be subjected to eligibility standards determined on a sliding scale income basis coinciding with the formula used to determine how much non-AFDC families will receive in assistance. Stoops stated that enactment of this bill would provide a savings of \$132,000 to the state.

He also stated that changing the required age limit from seven years of age to 11 years of age for non-AFDC recipients, and AFDC recipients from age 14 to 11 years would be an equitable compromise so that more children could benefit from day care assistance without incurring any additional expense. He stated that they estimate 8% more children would be eligible.

Margo Dick, from the Day Care Assistance in Juneau supported Mr. Stoops comments.

Senator Hackney moved that the committee pass the bill out with individual recommendation, and Senator Willis voted "do pass", and Senators Orsini and Hackney voted "no rec".

Chairman Orsini asked Palmer McCarter to testify on HB 424, and he explained that this bill provides reimbursement to municipalities for payments made after July 1, 1975 for judicial services. Senator Hackney moved for a "do pass" vote from the Committee, and the bill was unanimously passed out.

SENATE COMMUNITY AND REGIONAL AFFAIRS
COMMITTEE MEETING

May 18, 1978

Present: Senators Orsini, Hackney and Willis; Don M. Berry, Municipality of Anchorage; Floyd Johnson, Division of Emergency Services, Dept. of Military Affairs; Peter Froehlich, Attorney General's Yvonne M. Alford, Municipality of Anchorage; Mitchell Gravo, Municipality of Anchorage; Jim Rolle, Municipal League; Lisa Rudd, Representative.

Absent: Senators Ferguson and Sumner

The meeting was called to order at 3:07 p.m. House Bill 214 and CSHE 941 were the bills before the Committee.

HOUSE BILL 214

Mitchell Gravo, Municipality of Anchorage, explained that the effect of the legislation passed in 1976 was to relieve municipalities for judicial services rendered by the state. Prior to that time municipalities had to pay the state for judicial services such as magistrates and court judges. He further explained that when this legislation was passed it said nothing about amounts owed prior to 1976. HB 214 would relieve the political subdivisions from paying for judicial services rendered prior to 1976.

Senator Hackney moved that the Committee passed out HB 214 with a "DO PASS" recommendation. There was no objection.

CS FOR HOUSE BILL 941

Mitchell Gravo, explained that the bill concerns a 1974 lease agreement between the State of Alaska and, at that time, the City of Anchorage on 3rd and Post. He stated that the lease called for rent of \$100,000 a year plus \$10,000 for the option to purchase the facilities after 10 years. The property was appraised in 1974 at \$1 million. In 1976 after the lease had been functioning for 2 years the State wanted to rescind the lease and filed suit against the City. Mr. Gravo stated that it would probably take 1 1/2 to 2 years before the question can be legally resolved. He stated that the State alleged that the lease was illegal on three grounds: 1) the Commissioner of Highways lacked authority to enter into the lease-purchase agreement because the Director of the Division of Lands was the only official who could execute such an agreement, 2) appropriate public notice was lacking, 3, the property was appraised six rather than three months prior to the lease-purchase agreement.

He stated that this bill would ratify the lease purchase agreement between the State and the city of Anchorage and would direct the Director of the Division of Lands and the Commissioner of Highways to recognize the lease-purchase agreement.

He stated that the State is relying on loopholes and technicalities to rescind the lease-purchase agreement while claiming that the State is in need of the property. Mr. Gravo further stated that the People

Introduced: 2/14/77
Referred: Finance

1 IN THE HOUSE

BY MALONE

2 HOUSE BILL NO. 214

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act forgiving amounts owed by political subdivisions
7 for judicial services; and providing for an effective
8 date."

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

10 * Section 1. FORGIVENESS OF JUDICIAL SERVICES DEBTS. All debts incurred
11 and outstanding against political subdivisions for payment to the state for
12 judicial services under AS 22.15.270 as it read before 1976 are forgiven.

13 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
14 070(c).

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3d
CS Senator Colletta moved and asked unanimous consent that
HB the roll call on the passage of 3d COMMITTEE SUBSTITUTE FOR
54 HOUSE BILL NO. 54 be considered the roll call on the
effective date clause. Without objection, it was so
ordered.

3d COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 54 was signed
by the President and Secretary and returned to the House.

HB HOUSE BILL NO. 214 (forgiving amounts owed by political
214 subdivisions for judicial services) was read the second
time.

Senator Colletta moved and asked unanimous consent that
the Files be suspended and HOUSE BILL NO. 214 be advanced
to third reading and placed on final passage. Without
objection, it was so ordered.

HOUSE BILL NO. 214 was read the third time.

The question being: "Shall HOUSE BILL NO. 214 (forgiving
amounts owed by political subdivisions for judicial
services) pass the Senate?" The roll was taken with the
following result:

Yeas:	15	Bradley, Butrovich, Colletta, Croft, Ferguson, Hackney, Hohman, Huber, Meland, Orsini, Poland, Ray, Sackett, Willis, Ziegler
Nays:	2	Rader, Sumner
Absent:	3	Kerttula, Rodey, Tillion

and so, HOUSE BILL NO. 214 passed the Senate.

Senator Colletta moved and asked unanimous consent that
the roll call on the passage of HOUSE BILL NO. 214 be
considered the roll call on the effective date clause.
Without objection, it was so ordered.

HOUSE BILL NO. 214 was signed by the President and
Secretary and returned to the House.

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of citizens' right to support enforcement Revenue,

referred to the Health, Education and the Judiciary

82 amended, by the Commerce

Aeronautics Board to service between

referred to the Commerce and the Judiciary Committee.

REFERENCE OF HOUSE BILLS

HOUSE BILL NO. 647 by the Finance

between FY 78 appropriations for royalty oil purchase program expenditures of the Alaska Lands; and providing

referred to the Resources Committee.

HOUSE BILL NO. 837 amended, by

interpreters for deaf criminal litigation or hearings; and providing

referred to the Judiciary

HOUSE BILL NO. 969 by the Finance

mental appropriations capital expenses of and providing for an

was read the first time and referred to the Finance Committee.

CSHR 969

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 980 by the Finance Committee, entitled:

CSHB 980

"An Act making supplemental appropriations to the Legislative Affairs Agency and the legislative finance division; and providing for an effective date."

was read the first time and referred to the Finance Committee.

STANDING COMMITTEE REPORTS

The Resources Committee has had SENATE CONCURRENT RESOLUTION NO. 108 (use of royalty gas within the state) under consideration and the committee recommends it be replaced with COMMITTEE SUBSTITUTE FOR SENATE CONCURRENT RESOLUTION NO. 108 and that it do pass. The report was signed by Senator Poland, Chairman, and concurred in by Senators Butrovich, Sumner, Croft, Huber, Meland and Tillion.

SCR 108

SENATE CONCURRENT RESOLUTION NO. 108 was referred to the Finance Committee.

The Finance Committee has had HOUSE BILL NO. 24 amended (eff. date added) (compensation of election officers) under consideration and the committee recommends it do pass. The report was signed by Senator Sackett, Chairman, and concurred in by Senators Hohman, Butrovich, Orsini Tillion and Meland.

HB 24 am

HOUSE BILL NO. 24 amended (eff. date added) was referred to the Rules Committee.

The Finance Committee has had HOUSE BILL NO. 214 (forgiving amounts owed by political subdivisions for judicial services) under consideration and a majority of the committee recommends it do pass. The report was signed by Senator Sackett, Chairman, and concurred in by Senators Hohman, Orsini, Tillion and Meland. Senator Butrovich signed "no recommendation".

HB 214

HOUSE BILL NO. 214 was referred to the Rules Committee.

HB 214 The Community and Regional Affairs Committee has had HOUSE BILL NO. 214 (forgiving amounts owed by political subdivisions for judicial services) under consideration and the committee recommends it do pass. The report was signed by Senator Orsini, Chairman, and concurred in by Senators Willis and Hackney.

HOUSE BILL NO. 214 was referred to the Finance Committee.

CS The Judiciary Committee has had COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 596 (Fin) (non-renewable resource revenues; to legislative oversight) under consideration and recommends (Fin) it be replaced with SENATE COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 596, entitled:

"An Act relating to the Alaska loan program fund, the Alaska permanent fund, the renewable resources development fund, and other state revenues; and providing for an effective date."

and reports it back as follows: Senator Hohman, Chairman, and Senator Tillion signed "do pass". Senator Rodey signed "no recommendation".

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 596 (Finance) was referred to the Finance Committee.

CS The Judiciary Committee has had COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 784 (jurisdiction of magistrates) under consideration and recommends it do pass. The report was signed by Senator Hohman, Chairman, and concurred in by Senators Ziegler and Colletta.

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 784 was referred to the Rules Committee.

CS The Commerce Committee has had COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 809 (practice of dental hygiene) under consideration and the committee recommends it be replaced with SENATE COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 809 and that it do pass. The report was signed by Senator Bradley, Chairman, and concurred in by Senators Hackney, Poland and Summer.

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 809 was referred to the Rules Committee.

HB 212 AN ACT RELATING TO STATE AID FOR SCHOOLS; AND PROVIDING FOR AN EFFECTIVE DATE

AMENDED TITLE: SCS CS *
 PRIME SPONSORS: SCHAEFFER
 CO-SPONSORS: NAKAK SNIDER

DATE	SEQ. NO.	JOURNAL PAGE	HOUSE ACTION	DATE	SEQ. NO.	JOURNAL PAGE	SENATE ACTION
02/14/77	01	0290	FIRST READING -- COMMITTEE REPORTS	04/30/77	12	1022	FIRST READING -- COMMITTEE REPORTS
04/13/77	02	0849	MESS -- CS03, NR02	05/19/77	13	1321	FIN -- OP(AM)J1, CS06
04/27/77	03	1054	FIN -- CS07	05/20/77	14	1338	RLS -- OTHER03
04/29/77	04	1107	SECOND READING	05/23/77	15	1372	SECOND READING
04/29/77	05	1107	FIN CS ADOPTED BY UNAN CONSENT	05/23/77	16	1372	FIN CS ADOPTED BY UNAN CONSENT
04/29/77	06	1107	AMC1 ADOPTED BY DIV 32-02-06	05/23/77	17	1372	AM01 NOT ADOPTED BY VOICE VOTE
04/29/77	07	1107	ADVANCED TO 3RD READING BY UNAN CONSENT	05/23/77	18	1372	ADVANCED TO 3RD READING BY UNAN CONSENT
04/29/77	08	1137	THIRD READING	05/23/77	19	1372	THIRD READING
04/29/77	09	1138	PASSED BY DIV 34-00-06	05/23/77	20	1373	PASSED BY DIV 19-01-00
04/29/77	10	1108	EFFECTIVE DATE VOTE SAME AS PASSAGE	05/23/77	21	1373	EFFECTIVE DATE VOTE SAME AS PASSAGE
05/25/77	22	1509	CONCURRED IN SENATE AMS BY DIV 36-03-01	04/30/77	11	1022	HSE SUPPL 55 FISCAL NOTE
05/27/77	23	1595	TRANSMITTED TO GOVERNOR				
** 06/03/77	24	1668	SIGNED BY GOVERNOR-CHC090, EFF 07/01/77				

HB 213 AN ACT RELATING TO HOUSING ASSISTANCE

PRIME SPONSORS: MALONE

DATE	SEQ. NO.	JOURNAL PAGE	HOUSE ACTION	DATE	SEQ. NO.	JOURNAL PAGE	SENATE ACTION
** 02/14/77	01	0290	FIRST READING -- COMMITTEE REPORTS				
** 03/03/77	02	0438	CRA -- DPO4, DNP01, OP(AM)01, NR01 FINANCE RULES				

HB 214 AN ACT FORGIVING AMOUNTS OWED BY POLITICAL SUBDIVISIONS FOR JUDICIAL SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE

PRIME SPONSORS: MALONE

DATE	SEQ. NO.	JOURNAL PAGE	HOUSE ACTION	DATE	SEQ. NO.	JOURNAL PAGE	SENATE ACTION
02/14/77	01	0290	FIRST READING -- COMMITTEE REPORTS	05/04/77	08	1085	FIRST READING -- COMMITTEE REPORTS
04/22/77	02	0968	FIN -- DPO6	05/18/77	09	1301	JUD -- DPO4
05/03/77	03	1161	SECOND READING	05/19/78	10	1032	CRA -- DPO3
05/03/77	04	1161	ADVANCED TO 3RD READING BY UNAN CONSENT	06/05/78	11	1229	FIN -- DPO5, NR01
05/03/77	05	1161	THIRD READING	06/07/78	12	1275	RLS -- OTHER03
05/03/77	06	1161	PASSED BY DIV 32-00-08	06/08/78	13	1328	SECOND READING
05/03/77	07	1161	EFFECTIVE DATE VOTE SAME AS PASSAGE	06/08/78	14	1328	ADVANCED TO 3RD READING BY UNAN CONSENT
06/10/78	18	1575	TRANSMITTED TO GOVERNOR	06/08/78	15	1328	THIRD READING
07/22/78	19	FJ12	VETOED BY GOVERNOR	06/08/78	16	1328	PASSED BY DIV 32-02-03
** 07/22/78	20	FJ12	GOV LTR RE: VETO	06/08/78	17	1328	EFFECTIVE DATE VOTE SAME AS PASSAGE

HB 215 AN ACT

AMENDED

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02/15/77	
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04/21/77	2
** 04/23/77	2
** 04/29/77	2

HB 216 AN ACT

PRIME SPON

CO-SPONSOR

DATE SEQ

** 02/15/77	01
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HB 217 AN ACT

PRIME SPONS

DATE SEQ

** 02/15/77	01
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HB 218 AN ACT

PRIME SPONSOR

DATE SEQ

** 02/15/77	01
03/31/77	02

AN ACT RELATING TO STATE AID FOR SCHOOLS; AND PROVIDING FOR AN EFFECTIVE DATE

FILED TITLE: SCS CS *
FILE SPONSORS: SCHAEFFER
SPONSORS: NAKAK SNIDER

DATE	SEQ. NO.	JOURNAL PAGE	HOUSE ACTION	DATE	SEQ. NO.	JOURNAL PAGE	SENATE ACTION
1/77	01	0290	FIRST READING -- COMMITTEE REPORTS	04/30/77	12	1022	FIRST READING -- COMMITTEE REPORTS
1/77	02	0849	HESS -- CS03, NRO2	05/19/77	13	1321	FIN -- DP(AM101, CS06
1/77	03	1054	FIN -- CS07	05/20/77	14	1338	RLS -- OTHER03
1/77	04	1107	SECOND READING	05/23/77	15	1372	SECOND READING
1/77	05	1107	FIN CS ADOPTED BY UNAN CONSENT	05/23/77	16	1372	FIN CS ADOPTED BY UNAN CONSENT
1/77	06	1107	AM01 ADOPTED BY DIV 32-02-06	05/23/77	17	1372	AM01 NOT ADOPTED BY VOICE VOTE
1/77	07	1107	ADVANCED TO 3RD READING BY UNAN CONSENT	05/23/77	18	1372	ADVANCED TO 3RD READING BY UNAN CO
1/77	08	1177	THIRD READING	05/23/77	19	1372	THIRD READING
1/77	09	1167	PASSED BY DIV 34-00-06	05/23/77	20	1373	PASSED BY DIV 19-01-00
1/77	10	1108	EFFECTIVE DATE VOTE SAME AS PASSAGE	05/23/77	21	1373	EFFECTIVE DATE VOTE SAME AS PASSAG
3/77	22	1509	CONCURRED IN SENATE AMS BY DIV 36-03-01	04/30/77	11	1022	HSE SUPPL 55 FISCAL NOTE
1/77	23	1595	TRANSMITTED TO GOVERNOR				
3/77	24	1668	SIGNED BY GOVERNOR-CH0090, EFF 07/01/77				

AN ACT RELATING TO HOUSING ASSISTANCE

FILE SPONSORS: MALONE

DATE	SEQ. NO.	JOURNAL PAGE	HOUSE ACTION	DATE	SEQ. NO.	JOURNAL PAGE	SENATE ACTION
14/77	01	0290	FIRST READING -- COMMITTEE REPORTS				
03/77	02	0438	CRA -- DPO4, DNP01, DP(AM101, NRO1 FINANCE RULES				

AN ACT FORGIVING AMOUNTS OWED BY POLITICAL SUBDIVISIONS FOR JUDICIAL SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE

FILE SPONSORS: MALONE

DATE	SEQ. NO.	JOURNAL PAGE	HOUSE ACTION	DATE	SEQ. NO.	JOURNAL PAGE	SENATE ACTION
1/14/77	01	0290	FIRST READING -- COMMITTEE REPORTS	05/04/77	08	1085	FIRST READING -- COMMITTEE REPORT:
1/22/77	02	0968	FIN -- DPO6	05/18/77	09	1301	JUD -- DPO6 CRA FINANC RULES
1/03/77	03	1161	SECOND READING				
1/03/77	04	1161	ADVANCED TO 3RD READING BY UNAN CONSENT				
1/03/77	05	1161	THIRD READING				
1/03/77	06	1161	PASSED BY DIV 32-00-08				
1/03/77	07	1161	EFFECTIVE DATE VOTE SAME AS PASSAGE				

HB 142 The Finance Committee has had HOUSE BILL NO. 142 (transferring the Alaska Historical Commission to the Department of Natural Resources; effective date) under consideration and a majority of the members recommend it do pass. Concurring: Freeman (Vice Chairman), Rhode, Guy, Schaeffer, Meekins and Swanson. Not concurring: Buchholdt and Duncan have no recommendation.

HB 142 was referred to the Rules Committee for placement on the calendar.

INTRODUCTION, FIRST READING AND REFERENCE
OF HOUSE BILLS

HB 520 HOUSE BILL NO. 520 by Anderson, entitled:
"An Act making a special appropriation to the Department of Transportation and Public Facilities for erosion control; and providing for an effective date."

was introduced, read the first time and referred to the Committee on Finance.

HB 521 HOUSE BILL NO. 521 by Anderson, entitled:
"An Act making a special appropriation to the Department of Transportation and Public Facilities for erosion control; and providing for an effective date."

was introduced, read the first time and referred to the Committee on Finance.

CONSIDERATION OF THE DAILY CALENDAR

SECOND READING OF HOUSE RESOLUTIONS

HCR 63 HOUSE CONCURRENT RESOLUTION NO. 63 (congratulating Lisa Ann Granath) was read the second time.

The question being: "Shall HCR 63 pass the House?" On unanimous voice vote, HCR 63 passed the House and was referred to the Chief Clerk for engrossment.

SECOND READING OF HOUSE BILLS

HOUSE BILL NO. 214 (forgiving amounts owed by political subdivisions for judicial services; effective date) was read the second time with the Finance Committee report (page 968 of the journal).

HB
214

Mr. Miller moved and asked unanimous consent that HB 214 be considered engrossed, advanced to third reading and placed on final passage. There being no objection, it was so ordered, and HB 214 was read the third time.

The question being: "Shall HB 214 pass the House?" The roll was taken with the following result:

Yeas: 32 Akers, Anderson, Bennett, Bradley, Brown, Buchholdt, Carpenter, Chatterton, Cotten, Dankworth, Duncan, Eliason, Freeman, Gardiner, Guy, Hayes, Kelly, Lethin, McKinnon, Malone, Miles, Miller, Ose, Osterback, Parr, Phillips, Rhode, Rudd, Schaeffer, Smith, Swanson, Urion.

Nays: 0

Excused: 7 Beirne, Cowper, Gruening, Haugen, Meekins, Nakak, Snider.

Vacancy: 1

And so, HB 214 passed the House.

Mr. Miller moved and asked unanimous consent that the roll call on the passage of HB 214 be considered the roll call on the effective date clause. There being no objection, it was so ordered.

HB 214 was referred to the Chief Clerk for engrossment.

HOUSE BILL NO. 424 (special appropriation to political subdivisions of the state for reimbursement of payments made after July 1, 1977 for judicial services; effective date) was read the second time with the Finance Committee report (page 969 of the journal).

HB
424

Mr. Miller moved and asked unanimous consent that HB 424 be considered engrossed, advanced to third reading and placed on final passage. There being no objection, it was so ordered, and HB 424 was read the third time.

The question being: "Shall HB 424 pass the House?" The roll was taken with the following result:

May 18, 1977

MESSAGES FROM THE GOVERNOR

Message of May 16 was read stating the Governor has signed the following bill and transmitted the enrolled and engrossed copies to the Lieutenant Governor's Office for permanent filing:

SCS
CSHB
77

SENATE COMMITTEE SUBSTITUTE FOR
COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 77
(procedures for executing anatomical gifts)
Chapter 38, SLA 1977

Message of May 17 was read stating the Governor has read the following resolutions and transmitted the enrolled and engrossed copies to the Lieutenant Governor's Office for permanent filing:

CS
HCR
26

COMMITTEE SUBSTITUTE FOR
HOUSE CONCURRENT RESOLUTION NO. 26
(Eligibility for food stamps)

HCR
43

HOUSE CONCURRENT RESOLUTION NO. 43
(Tesoro-Alaskan Petroleum Company
agreement to purchase royalty crude oil)

HCR
60

HOUSE CONCURRENT RESOLUTION NO. 60
(Value of prizes awarded in raffles and lotteries)

HCR
63

HOUSE CONCURRENT RESOLUTION NO. 63
(Congratulating Lisa Ann Granath)

HCR
68

HOUSE CONCURRENT RESOLUTION NO. 68
(Congratulating Joe D. Montgomery)

SCR
26

SENATE CONCURRENT RESOLUTION NO. 26
(Increase of State Troopers)

MESSAGES FROM THE HOUSECS
SB
27
am

Message of May 17 was read stating the House has receded from its amendment to COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 27 amended (new Capital Site Planning Commission; eff. date), namely:

HOUSE COMMITTEE SUBSTITUTE FOR
COMMITTEE SUBSTITUTE FOR SENATE BILL
NO. 27 (Rules) Amended House

COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 27 amended was signed by the Speaker and Chief Clerk and returned to the Senate.

The above bill was referred to the Secretary for enrollment.

May 18, 1977

STANDING COMMITTEE REPORTS

The Judiciary Committee has had SENATE BILL NO. 79 (Uniform Disposition of Unclaimed Property Act) under consideration and the committee reports it back without recommendation. The report was signed by Senator Hohman, Chairman, and concurred in by Senators Ziegler, Tillion and Rodey. SB 79

SENATE BILL NO: 79 was referred to the Finance Committee.

The Judiciary Committee has had COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 67 amended (Uniform Land Sales Practices Act) under consideration and the committee reports it back as follows: Senator Hohman, Chairman, and Senator Ziegler signed "no recommendation". Senators Tillion and Rodey signed "do pass". CS HB 67 am

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 67 amended was referred to the Finance Committee.

The Commerce Committee has had COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 185 (regulating theatrical production and sports exhibition promoters) under consideration and the committee recommends it be replaced with SENATE COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 185, entitled: CS HB 185

"An Act regulating concert promoters."

and reports it back as follows: Senator Bradley, Chairman, signed "do pass". Senators Hackney, Poland and Ray signed "no recommendation".

COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 185 was referred to the Rules Committee.

The Judiciary Committee has had HOUSE BILL NO. 214 (forgiving amounts owed by political subdivisions for judicial services) under consideration and the committee recommends it do pass. The report was signed by Senator Hohman, Chairman, and concurred in by Senators Ziegler, Tillion and Rodey. HB 214

HOUSE BILL NO. 214 was referred to the Community and Regional Affairs Committee.

CSHB 377, AN ACT FORGIVING DEBTS OWED BY POLITICAL SUBDIVISIONS FOR JUDICIAL SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

CSHB 377 would forgive amounts owed by political subdivisions to the State for judicial services provided by the State to those political subdivisions prior to 1976.

Prior to 1976, AS 22.15.270 required municipalities to pay to the State "such sums as will pay for the judicial services rendered to the political subdivision by the district judge or magistrate rendering the services". Chapter 219 SLA 1976 deleted the above quoted language.

However, Chapter 219 SLA 1976 did not expressly deal with amounts owed to the State by municipalities for pre-1976 judicial services. Since 1976, the State has indicated that it will file suit to recover outstanding amounts for judicial services incurred prior to 1976 unless the Legislature clarifies the situation by excusing municipalities from such debts. CSHB 377 would benefit a number of municipalities.