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Official Business

Alaska State Legislature

Senate

Committee on Labor & Commerce

Pouch V
State Capitol
Juneau, Alaska 99811

SUMMARY SB 81 by Colletta

This bill increases the number of persons on the board of directors for the AHFC, providing for one additional member, (public), and a contractor licensed under AS 08.18, to be appointed by the governor.

The bill further states that both the public member and the appointed contractor shall serve two year terms, however the public members' initial term shall be limited to one year, per Sec. 4

Both members shall receive \$100 daily compensation while conducting official business of the corporation, plus reimbursement by the corporation for actual expenses at the same rate as persons serving on State Boards.



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POSITION ON SB 81:

In telephone conversation with Mr. Harry Goldbar, Director of the AHFC, he related his feelings were ambivalent concerning the expansion of the board of directors. Presently the board functions well, and the proposed expansion may possibly complicate getting members together, both physically and philosophically.

Mr. Goldbar also explained the only perceived difficulty with the appointment of a contractor would be a possible conflict of interest, i.e. having a "lobbyist" sitting on the board, however he emphasized that was merely a possibility.

(e) Expansion of the program of the Alaska Housing Finance Corporation of purchasing insured and uninsured mortgage loans is essential to the economic growth of the state and the supply of adequate residential housing in the state.

(f) The legislature finds that enabling the Alaska Housing Finance Corporation to assist in financing the program of veterans' loans for residential housing in accordance with AS 26.15 and to expand its program of purchasing other mortgage loans serves a public purpose in benefiting the people of the state. The Alaska Housing Finance Corporation is empowered to act on behalf of the state and its people in serving this public purpose for the benefit of the general public. (am § 4 ch 151 SLA 1975)

Effect of amendment.

The 1975 amendment added subsections (d), (e) and (f).

As the rest of the section was not affected by the amendment, it is not set out.

Legislative history report.

For report on ch. 151, SLA 1975 (HCS CSSB 289 am H), see 1975 Senate Journal, p. 769; 1975 House Journal, p. 1275.

Sec. 18.56.020, Alaska Housing Finance Corporation. The Alaska Housing Finance Corporation is a public corporation and government instrumentality within the Department of Revenue, but having a legal existence independent of and separate from the state. The corporation may not be terminated as long as it has bonds, notes or other obligations outstanding. Upon termination of the corporation, its rights and property pass to the state. (1 ch 107 SLA 1971; am § 78 ch 218 SLA 1976; am § 12 ch 106 SLA 1980)

Effect of amendments. — The 1976 amendment substituted "Department of Commerce and Economic Development" for "Department of Commerce" in the first sentence.

The 1980 amendment, effective June 21, 1980, substituted "Revenue" for "Commerce and Economic Development"

following "Department of" near the middle of the first sentence.

Editor's note. — For legislative findings and intent relating to the Alaska Housing Finance Corporation, see § 10, ch. 106, SLA 1980, in the 1980 Temporary and Special Acts and Resolves.

Sec. 18.56.030, Corporation governing body. (a) The corporation shall be governed by a board of directors consisting of

- (1) the commissioner of revenue and the commissioner of commerce and economic development;
- (2) one other member who is the head of the principal department of the executive branch of state government appointed by the governor; and
- (3) two public members appointed by the governor.

(b) If a member described in (a)(1) or (2) of this section is unable to attend a meeting of the board, he may by an instrument in writing filed with the board, designate his deputy or assistant to act in his place as a member at the meeting. For all purposes of this chapter, the designee is a member of the board at the meeting.

(c) The board members shall serve two-year terms, as described in (a)(3) of this section.

(d) If a vacancy occurs in the board by resignation or appointment, effective from the date of the vacancy, the term shall be for the unexpired term.

(e) The members of the board shall receive \$100 compensation for their services to the corporation and may receive necessary expenses for travel and other expenses under AS 39.20.

(f) (effective on the date of the constitution proposed by the voters) The members of the legislative branch shall have the power to confirm or reappoint or (a)(3) of this section. The members of the legislative branch shall have the power to confirm the appointments to the executive branch as a member of another principal department of the state, subject to confirmation by the voters. The members of the legislative branch shall have the power to appoint to fill a vacancy in the executive branch under this section. (1975 SLA 1975; am § 79 ch 106 SLA 1976; §§ 13, 14 ch 106 SLA 1980)

Effect of amendments. — The 1976 amendment substituted "six" for "five" in the first sentence of this section as it existed prior to the 1976 amendment.

The 1976 amendment substituted "commissioner of commerce and economic development" for "commissioner of commerce" in the first sentence of this section as it existed prior to the 1976 amendment.

The 1978 amendment rewrote the section.

Section 13, ch. 106, SLA 1980, July 1, 1980, rewrote the section. Section 14, ch. 106, SLA 1980, effective July 1, 1980, provided for confirmation of appointments by the legislature of appointments as provided in §§ 14 and 50 of this Act, added subsection (f).

The amendment to the constitution mentioned above is proposed by Legislative Resolve No. 43 to be submitted to the voters at the 1980 general election.

Editor's note. — Section 10,

Alaska Housing Finance insured mortgage loans is and the supply of adequate the Alaska Housing Finance gram of veterans' loans for S 26.15 and to expand its s serves a public purpose in Alaska Housing Finance of the state and its people efit of the general public.

Relative history report. Report on ch. 151, SLA 1975 (HCS 289 am H), see 1975 Senate Journal, 1975 House Journal, p. 1275.

Finance Corporation. The a public corporation and Department of Revenue, but and separate from the state. s long as it has bonds, notes mination of the corporation, 1 ch 107 SLA 1971; am § 78 980)

ing "Department of" near the middle first sentence. Editor's note. — For legislative s and intent relating to the Alaska Finance Corporation, see § 10. SLA 1980, in the 1980 Temporary Act and Resolves.

ing body. (a) The corporation consisting of the commissioner of commerce of the principal department of appointed by the governor; the governor. (b) If of this section is unable to an instrument in writing filed assistant to act in his place as of this chapter, the designee

(c) The board members described in (a)(2) and (a)(3) of this section serve two-year terms. However, the initial appointment of one member described in (a)(3) of this section shall be for a one-year term.

(d) If a vacancy occurs on the board, the governor shall make an appointment, effective immediately, for the unexpired portion of the term.

(e) The members of the board described in (a)(3) of this section received \$100 compensation for each day spent on official business of the corporation and may be reimbursed by the corporation for actual and necessary expenses at the same rate paid to members of state boards under AS 39.20.180.

(f) (effective on the effective date of the amendment to the constitution proposed in 1980 Legislative Resolve No. 43) The appointment or reappointment of a member to the board under (a)(2) or (a)(3) of this section is subject to confirmation by a majority vote of the members of the legislature in joint session. If the legislature fails to confirm the appointment of the head of a principal department of the executive branch as a member, the governor shall appoint the head of another principal department of the executive branch to serve as a member, subject to confirmation under this subsection. A member appointed to fill a vacancy under (d) of this section is subject to confirmation under this subsection. (§ 1 ch 107 SLA 1971; am § 5 ch 151 SLA 1975; am § 79 ch 218 SLA 1976; am § 1 ch 167 SLA 1978; am §§ 13, 14 ch 106 SLA 1980)

Effect of amendments. — The 1975 amendment substituted "six" for "four" in the first sentence of this section as it existed prior to the 1978 amendment.

The 1976 amendment substituted "commissioner of commerce and economic development" for "commissioner of commerce" in the first sentence of this section as it existed prior to the 1978 amendment.

The 1978 amendment rewrote this section.

Section 13, ch. 106, SLA 1980, effective July 1, 1980, rewrote the section. Section 14, ch. 106, SLA 1980, effective on the effective date of an amendment to the Constitution of the State of Alaska which provides for confirmation by the legislature of appointments as provided in §§ 14 and 50 of this Act, added subsection (f).

The amendment to the constitution mentioned above is proposed in 1980 Legislative Resolve No. 43 to be submitted to the voters at the 1980 general election.

Editor's note. — Section 10, ch. 167,

SLA 1978 provides: "Section 1 of this Act affects the terms of the public members of the board of directors of the Alaska Housing Finance Corporation who are serving on the effective date of this Act. Not later than 30 days after the effective date of this Act the governor shall determine the length of the term of the members of the board of directors of the corporation serving on the effective date of this Act and, by letter directed to the president of the Alaska Legislative Council, designate the members whose terms shall end on the date provided in § 1 of this Act during 1979, 1980, and 1981. The terms of the members of the board of directors serving on the effective date of this Act shall terminate on the date designated by the governor in his letter, and thereafter, members of the board shall be appointed in accordance with the provisions of this Act."

Legislative history report. — For report on ch. 151, SLA 1975 (HCS CSSB 289 am H), see 1975 Senate Journal, p. 769; 1975 House Journal, p. 1275.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

SB 81

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SENATE BILL NO. 81

Title "An Act increasing the number of directors of the Alaska Housing Finance Corp."

Requested by Senate Finance Committee Date 1/14/81
Senate Labor & Commerce Committee

II. FISCAL DETAIL

Agency Affected Department of Revenue

Program Category Affected Economic Development

BRU, Program, or Subprogram(s) Affected Alaska Housing Finance Corporation

(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		9.8	10.8	11.9	13.1	14.3
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	9.8	10.8	11.9	13.1	14.3

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND	-0-	9.8	10.8	11.9	13.1	14.3
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME						
TEMPORARY						

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

The legislation provides for two additional public members. Above costs include \$100 per day compensation for meetings, 12 meetings per year; travel and per diem related to attendance.

Anselm C. Staack

IV. DATE January 26, 1981 PREPARED BY Anselm C. Staack, Treasury Comptroller

AGENCY Department of Revenue, Treasury Division

Original: Legislative Finance PHONE 465-2351

cc: Budget and Management

Prime Sponsor (First Legislator Named)