

SEWARD CHAMBER of COMMERCE



"FUN CAPITAL OF ALASKA"

BOX 756 SEWARD, ALASKA 99664

RESOLUTION

A RESOLUTION OF THE SEWARD CHAMBER OF COMMERCE, SUPPORTING ON-CAMPUS HOUSING FOR KENAI PENINSULA COMMUNITY COLLEGE

WHEREAS, the Seward Chamber of Commerce recognizes the contributions toward education that Kenai Peninsula Community College has made, and

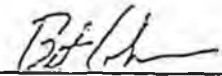
WHEREAS, the citizens of Seward from time to time wish to become students at the Kenai Peninsula Community College, and

WHEREAS, the distance from Seward to Kenai Peninsula Community College presents difficulties in attending classes and taking part in the Kenai Peninsula Community College educational process, and

WHEREAS, the Kenai Peninsula Community College has no on-campus housing to provide shelter to those who must come from the outlying areas;

NOW, THEREFORE, BE IT RESOLVED BY THE SEWARD CHAMBER OF COMMERCE OF SEWARD, ALASKA, that the Chamber hereby goes on record as supporting the addition of on-campus housing at the Kenai Peninsula Community College.

ADOPTED BY SEWARD CHAMBER OF COMMERCE this 16th day of November, 1981.


Brent Whitmore, President
Seward Chamber of Commerce



November 16, 1981

Members of the Alaska State Legislature
Juneau, Ak. 99801

Sirs:

The Board of Directors of the Homer Chamber of Commerce would like to voice unanimous support for the requested legislative appropriation of \$5,200,000 for the construction of housing units for the Kenai Peninsula Community College.

The Kenai Community College serves the Soldotna/Kenai area, the remainder of the Peninsula and many students from other areas of the state and even "outside". Their unique course offering, including instruction in the fields of oil, industry, mining and secretarial sciences attracts students from many geographic locations. As the state's industrial base continues to grow, so to will the Kenai Peninsula Community College.

There are many factors leading to the need for college housing at the facility. There is a housing shortage in the Kenai/Soldotna area. Thus - students are often forced to take isolated or sub-standard housing situations. More likely, they are discouraged from even considering attendance due to the problems of finding suitable housing. The housing that is available, because of the shortage, is expensive and this puts an additional burden on the student. There is no public transportation so the students who are able to secure housing must also invest in a car.

Campus housing would alleviate these problems. It would encourage attendance by those who have stayed away because of the housing situation. It would facilitate students from Homer, Anchor Point and other out-lying areas of the Peninsula in obtaining their core education. Dormitory housing on the campus would be of benefit to every peninsula community and many other communities not within our borough. We have reviewed the findings by the College staff and feel that they have proven that the housing would be used to capacity and that it is a needed addition to continue the growth and service of the college.

We urge that the appropriation be passed during the upcoming legislative session.

Sincerely,

HOMER CHAMBER OF COMMERCE

Gil Russell
President Post Office Box 541 • Homer, Alaska 99603 • (907) 235-7740

Kenai Chamber of Commerce

Box 497

Kenai, Alaska 99611

(907) 283-7989



RESOLUTION 81-11

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE KENAI CHAMBER OF COMMERCE EXPRESSING SUPPORT FOR THE KENAI PENINSULA COMMUNITY COLLEGE'S ENDEAVOR TO PROVIDE ON CAMPUS LOW-COST HOUSING FOR STUDENTS ENROLLED IN THE COLLEGE'S CURRICULUM.

WHEREAS, the Kenai Peninsula Community College has embarked upon a program to increase the number of faculty members to cope with the increased number of students attending the college, and

WHEREAS, increasing numbers of students are in desperate need of low-cost housing to be in economic position to pursue their academic goals, and

WHEREAS, the Kenai Peninsula Community College is a growing economic and academic facility that is extremely beneficial and supportive of local industry and local commercial enterprises, and

WHEREAS, the Board of Regents for the University of Alaska has authorized on-campus housing as one of their priorities for Kenai Peninsula Community College.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE KENAI CHAMBER OF COMMERCE, that said directors, is on record in support of the Kenai Peninsula Community College's effort to provide low-cost housing for the students attending the college.

PASSED BY THE DIRECTORS OF THE KENAI CHAMBER OF COMMERCE AD KENAI, ALASKA, this 4th day of December, 1981.

HARRY GAINES, PRESIDENT
Kenai Chamber of Commerce

DISTRIBUTION LIST

1. Dr. Jay Barton, President, University of Alaska
2. Dr. Ed Biggerstaff, Chancellor, C.R.E.E.
3. Members, University of Alaska Board of Regents
4. Dr. Lester Vierra, President, Kenai Peninsula Community College
5. Tom Wagoner, Dean of Academic Affairs, Kenai Peninsula Community College
6. Dr. Margo Zuelow, Dean of Outreach, Kenai Peninsula Community College
7. Governor J. Hammond, State of Alaska
8. Representative Hugh Malone, House District 5 Legislative Delegate
9. Representative Pat O'Connell, House District 5 Legislative Delegate
10. Senator Don Gilman, Senate District A Legislative Delegate
11. Members, Alaska State Senate
12. Members, Alaska State House of Representatives
13. Mayors, Peninsula Communities
14. All Presidents of All Chambers of Commerce on the Kenai Peninsula
15. Members, News Media

KENAI PENINSULA COMMUNITY COLLEGE COUNCIL
Minutes of January 13, 1983 Meeting

Meeting called to order at 7:05 P.M. by Chairman Heath.

MEMBERS PRESENT: LeRoy Barton, Charlotte Calhoun, John Douglas, George Ford, Hazel Heath, Marion Hylan, Debra Mullins, Jason Roth, Alex Shadura, Donnis Thompson, Walter Ward. Ex-Officio: Les Vierra, Tom Wagoner, Katr O'Dell, Kate Fenton, Bonnie Heimbuch.

MEMBERS ABSENT: Roger Holl. Ex-Officio: Michael Beck, Nancy DuPaul.

GUESTS: Dottie Krzyzanoski, Ethel Clausen, Patricia Morris.

AGENDA: Agenda approved as submitted.

MOTION: By Hylan, seconded by Thompson, passed unanimously.

That the Minutes of the December 9, 1982 meeting be approved as submitted with the correction made under Chairman's Report that she had traveled to Juneau for the Older Alaskans Commission.

REPORTS: Chairman. Read letter received from President Barton concerning his informative meeting with the Council. Reported that KPCC's Homer Branch open house had been successful.

President. Reported that UA has submitted 1984 Budget to the Governor; the February 1 audio conference for defense of Budget; Council members encouraged to attend and speak; Carolyn Cannava from Kenai Peninsula Borough School District (KPBSD) will speak on behalf of KPCC; KPCC starting FY-85 Budget process within next few weeks; projected enrollment for 1992 is 1200 FTES; projections to be mailed to Council as soon as completed; hope to involve everyone who is interested in FY-85 Budget; after prioritization, will be presented to Council for adoption; KPCC has requested continuation budget from KPBSD; student body will be coming to Council for request of increase in student activity fee and student budget, will be presented at next meeting; Chancellor Melican and Vice Chancellor Bomotti will be in attendance at next Council meeting to speak regarding the machinist-millwright instructional position; two proposals received on Student Housing thus far.

Dean, Support Services. Reported that KPCC is in process of doing final spring reconciliation (budget) to determine what our status is; spring registration duplicated headcount as of January 13 is 2,242

Dean, Academic Affairs. ~~Reported that letter had been sent to~~ Chancellor; to eliminate Industrial Electronics degree program; John Rogers hearing scheduled on this campus on February 8; possibility of facility being donated for Homer Branch, is in preliminary talking stage; new facility (Phase v) basically 98% complete and we are utilizing space this semester.

MOTION:
83-17

By Barton, seconded by Ward.

Move that the Council concur with the decision to eliminate the Industrial Electronics degree program based on the enrollments presented at this meeting.

MOTION WITHDRAWN.

Suggestions: That this matter be brought before Council at next meeting; that more information on the second year offerings be presented; obtain reaction from industry; advertise more widely for this program.

REPORTS:
(CONTINUED)

Dean, Student Services. Reported that Student Body Officers, Dean and President would have audio-conference with Chancellor on January 25 (9:00 A.M.) regarding Student Constitution - Council members encouraged to attend; reported enrollments in Learning Skills Center; 295 state loans awarded as of December 10, 7 of the 42 students who applied for state incentive grants were awarded, 395 KPCC students have applied for state/federal financial aid grants; announced hiring of new personnel: Sharon Williams as Media Services Technician, Dodie Smith as Arm Chair College Facilitator.

Council Members. Thompson requested that there be a presentation of Arm Chair College at future meeting; questioned whether Senator Fischer and Representative Malone had been apprised of happenings at meeting with local legislators. Mullins questioned if we keep Representative Cato informed of KPCC happenings. Calhoun stated that Homer residents are aware that KPCC Homer Branch has moved into new location; questioned if Homer and Seward students charged student activity fee, what would be the benefit, suggested that student newspaper would be one way; suggested that KPCC register the logo as adopted by the Council and if royalties ever received could they be dedicated to scholarship account.

Faculty, Students and Staff. No reports.

Public. No reports.

DISCUSSION:

Community College Council Handbook. The complete handbook is to be handed out at the next meeting. This document will be single spaced and paginated. Questioned how changes in the handbook would be brought about. Suggested that blanket statement regarding Council's acceptance of Board of Regents policies be placed in front of the handbook as well as referrals to BOR policies at appropriate sections. Recommended that personal pronouns reflect both gender. Questioned was whether or not faculty, staff and students can feel free to go to Council members without

permission of College administration, or whether Council members can go directly to faculty, staff and students with concerns.

Advisory Committee Handbook. Concern as to how advisory committees were to bring back information to the Council, Council to receive copies of minutes from all committees. Recommended that information regarding termination of committee members be recommended to the Council be placed in handbook. With consent of Council, this item will be brought back to the Council at their next meeting for approval.

MOTION:
83-18

By Hylen, seconded by Douglas, passed unanimously.

That the Administration present a continuation budget request to the Kenai Peninsula Borough School District to reflect programs related directly to the agreement with the District.

NEXT MEETING:

The next meeting of the Council will be held February 10, 1983 at 7:00 P.M. on campus. Chancellor Melican and Vice Chancellor Bomotti will be in attendance.

ADJOURNMENT:

Meeting adjourned at 9:45 P.M.

Respectfully submitted,

Gwen Freeman—
Recording Secretary

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ALASKA STATE LEGISLATURE - SENATE

SENATOR RICHARD I. ELIASON

LABOR AND COMMERCE COMMITTEE, CHAIRMAN
RESOURCES COMMITTEE
JUDICIARY COMMITTEE
FISHERIES SUB-COMMITTEE



P. O. BOX 143
SITKA, ALASKA 99835

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JUNEAU, ALASKA 99801
(907) 465-4916

MEMORANDUM

TO: Sen. Bill Ray, Chair
Senate Judiciary Committee

FROM: Sen. Dick Eliason *Dick Eliason*

DATE: May 18, 1983

RE: SB 26 - "An Act providing for immunity from civil liability for certain persons who render services in response to hazardous materials emergencies."

As requested, I have reviewed the above-referenced legislation and I am now reporting my findings to you.

SB 26, introduced by Senators Ziegler and Halford, would add a new section to the "Alaska Good Samaritan Act" to include civil liability cases involving a person responding to a hazardous materials emergency. This legislation would grant immunity from civil liability to those individuals who render assistance during a hazardous materials emergency at the request of trained professionals. It does not guarantee immunity in cases of gross negligence or intentional misconduct.

Distributed by Senator Ziegler

SB 26 - IMMUNITY FROM CIVIL LIABILITY TO PERSONS RESPONDING TO HAZARDOUS MATERIALS EMERGENCIES.

SECTION 1

(a) GRANTS CIVIL LIABILITY EXEMPTION TO A PERSON REQUESTED TO RESPOND TO A HAZARDOUS MATERIALS EMERGENCY FOR AN ACT OR OMISSION WHILE GIVING AID.

(b) DOES NOT PRECLUDE LIABILITY FOR A PERSON RENDERING AID IF THAT PERSON CAUSES DAMAGES THROUGH GROSS NEGLIGENCE, RECKLESS OR INTENTIONAL MISCONDUCT; OR THROUGH SIMPLE NEGLIGENCE IN THE ORDINARY CONDUCT OF THAT PERSON'S BUSINESS (EXCEPT FOR THOSE REQUIRED TO RESPOND TO AN EMERGENCY BY THEIR PROFESSION); OWNS, LEASES OR CONTROLS THAT WHICH IS INVOLVED IN THE ACCIDENT; OR A PERSON EXPECTING REIMBURSEMENT FOR SERVICES.

(c) IMMUNITY GRANTED IN (a) EXTENDS TO THE PERSON'S EMPLOYER OR ANY PERSON OR ENTITY RESPONSIBLE FOR THE PERSON RESPONDING TO THE EMERGENCY FOR ACTS OR OMISSIONS OF THE PERSON.

(d) DEFINES HAZARDOUS MATERIAL AS A SUBSTANCE CLASSIFIED AS HAZARDOUS BY THE STATE OR FEDERAL GOVERNMENTS OR A CHEMICAL, PETROLEUM PRODUCT, GAS, OR OTHER SUBSTANCE THAT IS LIKELY TO CAUSE HARM IF RELEASED

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

FISCAL NOTE

Expenditure Type
 Revenue Type

I. REQUEST

Bill/Resolution No. SB 26
Title "...immunity from civil liability..."
Requested by SENATE HSS Date _____

II. FISCAL DETAIL

Agency Affected Department of Public Safety
Program Category Affected Administration of Justice
ERU, Program, Or Subprogram(s) Affected Alaska State Troopers
(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 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0			

FUNDING (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						
	0	0	0			

POSITIONS

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
FULL TIME						
PART TIME						
TEMPORARY						

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

No fiscal impact is anticipated.

RECEIVED

FEB 8 1983

LEGISLATIVE FINANCE

IV. DATE January 10, 1983 PREPARED BY Francis C. Allan Phone 269-5691

Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

DIVISION State Troopers Initials mck
DEPARTMENT OF PUBLIC SAFETY Initials mck



ALASKA STATE FIREFIGHTERS ASSOCIATION

P.O. Box 187

~~4450 MCDONALD WAY~~

Juneau, Alaska 99801 99802

SENATE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Hearing on Senate Bill No. 26 "Providing for Immunity from Civil Liability for Certain Persons who Render Service in Response to Hazardous Materials Emergencies"

May 2, 1983

Mr. Chairman:

My name is E. Robert Haag representing the Alaska State Firefighters Association and the Alaska Fire Chiefs Association.

We wish to speak in favor of Senate Bill No. 26 now before your Committee. Our two Associations, at their annual meetings last October 1982, passed a number of resolutions pertaining to the Fire Service. One of the resolutions concerned supporting of a State enacted "Hazardous Materials Good Samaritan Act".

Senate Bill No. 26 would provide for a new section to AS 09.65 to add to the "Alaska Good Samaritan Act" (AS 09.65.090) a section "Civil Liability for Responding to Hazardous Material Emergency". The existing AS 09.65.090 covers only "Civil Liability for Emergency Aid". A copy of this section is enclosed for your general information. It covers "a person at a hospital or any other location who renders emergency care or emergency counseling to an injured, ill, or emotionally distraught person....".

Alaska Fire Chiefs and Firefighters are concerned since incidents involving hazardous materials are happening with increased frequency in all areas of the State of Alaska. These incidents often require immediate assistance of

persons with technical expertise to advise the Fire Service as to how to deal with the hazardous materials accident or spill. Many persons, outside of the Fire Service, who are technical experts, are reluctant to provide advice because of fear of legal liability.

Take an example of a Fire Chief in a small community who encounters a hazardous materials accident. When he arrives on the scene he finds a powdered substance spilled from a container. He does not know what it is and the container is not marked. His quick reaction is to call the local high school chemistry teacher to see if he can possibly identify the powder. That teacher could refuse to make a test in fear of a civil liability. If the proposed Statute were law, that same teacher would feel more at ease to make the test since he could be protected under the "Civil Liability Act".

A number of States have enacted "Good Samaritan Acts" similar to the proposal before your Committee.

Mr. Chairman and members of the Committee, we strongly urge your "DO PASS" on this Bill so that it may proceed through the Senate and the House to become a valuable Statute. The saving of even one life, by the passage of this Bill, would make you feel proud that you had an important part in its becoming law. Mr. Chairman, if we can provide you with any information to assist in the Bill's passage, please let us know.

We thank you for your valuable time in allowing us to testify.

Alaska Fire Chiefs' Association



RESOLUTION No. 82-3

WHEREAS incidents involving hazardous materials are happening with increased frequency in all areas of the State of Alaska; and

WHEREAS these incidents often require assistance of persons with technical expertise to help with their management; and

WHEREAS many persons outside of the fire service are reluctant to provide this advice because of legal liability,

NOW, THEREFORE, BE IT RESOLVED that the Alaska Fire Chiefs' Association support the concept of a State enacted "Hazardous Materials Good Samaritan Act" patterned on similar acts recently enacted in other states; and

BE IT FURTHER RESOLVED that the Alaska Fire Chiefs' Association urges the Alaska State Legislature to pass such a law in the next legislative session.

APPROVED in conference October 20, 1982 in Ketchikan, Alaska.

BASIL J. SANDS, Jr., President

ALASKA STATE FIREFIGHTERS ASSOCIATION

RESOLUTION No. 82-16

WHEREAS incidents involving hazardous materials are happening with increased frequency in all areas of the State of Alaska; and

WHEREAS these incidents often require assistance of persons with technical expertise to help with their management; and

WHEREAS many persons outside of the fire service are reluctant to provide this advice because of legal liability,

NOW, THEREFORE, BE IT RESOLVED that the Alaska State Firefighters Association support the concept of a State enacted "Hazardous Materials Good Samaritan Act" patterned on similar acts recently enacted in other states; and

BE IT FURTHER RESOLVED that the Alaska State Firefighters Association support and assist the Alaska Fire Chiefs' Association in this regard.

ACTION Passed

DATE: October 23, 1982

Leigh Gallagher
LEIGH GALLAGHER, President, ASFA

GOOD SAMARITAN ACT

Sec. 09.65.090. Civil liability for emergency aid. (a) A person at a hospital or any other location who renders emergency care or emergency counseling to an injured, ill, or emotionally distraught person who reasonably appears to the person rendering the aid to be in immediate need of emergency aid in order to avoid serious harm or death is not liable for civil damages as a result of an act or omission in rendering emergency aid.

(b) This section does not preclude liability for civil damages as a result of gross negligence or reckless or intentional misconduct. (§ 1 ch 52 SLA 1967; am § 1 ch 119 SLA 1971; am § 38 ch 102 SLA 1976)

Cross references. — As to constitutionality of ch. 102, SLA 1976, see notes to AS 09.55.536 and Alas. Const., art. II, § 14.

Effect of amendments. — The 1976

amendment rewrote subsection (a) and deleted the second sentence of subsection (b) which read "Gross negligence means reckless, wilful, or wanton misconduct."