

COMMITTEE REPORT
SENATE

FURTHER:

3/23/84

Date _____

Mr. President

The Committee on FINANCE considered SB 325

Alaska Commission for Postsecondary Education; etc.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Chairman

Chairman recommendation

Original sponsor: Rules/Governor

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 385 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to postsecondary education; and
7 providing for an effective date."

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

9 * Section 1. AS 14.43.120(k) is amended to read:

10 (k) Periodic installments of principal shall be deferred, but
11 interest shall accrue and be paid unless the student is eligible for
12 interest payment benefits under (1) of this section during any of the
13 following:

14 (1) return to student status as provided in (c) of this
15 section;

16 (2) serving an initial period of up to four years on active
17 duty as a member of the armed forces of the United States;

18 (3) serving, for up to three years, as a full-time volun-
19 teer under the Peace Corps Act;

20 (4) serving, for up to three years, as a full-time volun-
21 teer under the Domestic Volunteer Service Act of 1973;

22 (5) for a one-time period up to 12 months in which the
23 borrower is seeking and unable to find employment in the United
24 States; or

25 (6) if the borrower becomes 50 percent or more disabled as
26 certified by competent medical authority.

27 * Sec. 2. AS 14.43.125 is repealed and reenacted to read:

28 Sec. 14.43.125. ELIGIBILITY OF STUDENTS. (a) A person may
29 apply for and obtain a scholarship loan if the person

1 (1) is

2 (A) enrolled as a full-time student in a career educa-
3 tion, associate, baccalaureate, or graduate degree program; or

4 (B) a graduate of a high school or the equivalent, or
5 scheduled for graduation from a high school within six months,
6 with sufficient credits to be admitted to a career education
7 program or to an accredited college or university;

8 (2) is not delinquent or in default on a previously awarded
9 scholarship loan; and

10 (3) is a resident of the state at the time of application
11 for the loan; for purposes of this section, a person qualifies as a
12 resident of the state if at the time of application for the loan the
13 person

14 (A) has been physically present in the state for at
15 least two years immediately before the time of application for
16 the loan;

17 (B) is dependent on a parent or guardian for care, the
18 parent or guardian has been present in the state for at least two
19 years immediately before the time of application for the loan and
20 the person has been present in the state for at least one year of
21 the immediately preceding five years; or

22 (C) has been physically present in the state, or is a
23 dependent of a parent or guardian who has been physically present
24 in the state, for at least two years immediately before being
25 absent from the state and the absence is due solely to

26 (i) military service;

27 (ii) volunteer service under the Peace Corps Act;

28 (iii) volunteer service under the Domestic Volun-
29 teer Service Act of 1973;

1 (iv) participating in a foreign exchange student
2 program recognized by the commission;

3 (v) attending a school as a full-time student;

4 (vi) full-time employment by the state;

5 (vii) being a member of or employed full-time by
6 the state's congressional delegation;

7 (viii) required medical care for the applicant or
8 the applicant's immediate family; or

9 (ix) being a person who otherwise qualifies as a
10 resident and is accompanying a spouse who qualifies as a
11 resident under (i) - (viii) of this paragraph.

12 (b) A person does not qualify as a resident of the state under
13 this section if the person declares or establishes residence in another
14 state during an absence from Alaska.

15 * Sec. 3. AS 14.43.160(2) is amended to read:

16 (2) "full-time student" means an undergraduate or career
17 education student who is enrolled and is in regular attendance at
18 classes for at least 12 semester hours of credit or the equivalent
19 during the semester or a graduate student who is enrolled and is in
20 regular attendance at classes for at least nine semester hours of
21 credit or the equivalent; any combination of semester hours of credit,
22 or the equivalent, aggregating to the requisite number of semester
23 hours and undertaken during a semester at two or more public or private
24 institutions of higher education [OPERATING UNDER A CONSORTIUM]
25 constitutes full-time student status;

26 * Sec. 4. AS 14.44.025 is amended to read:

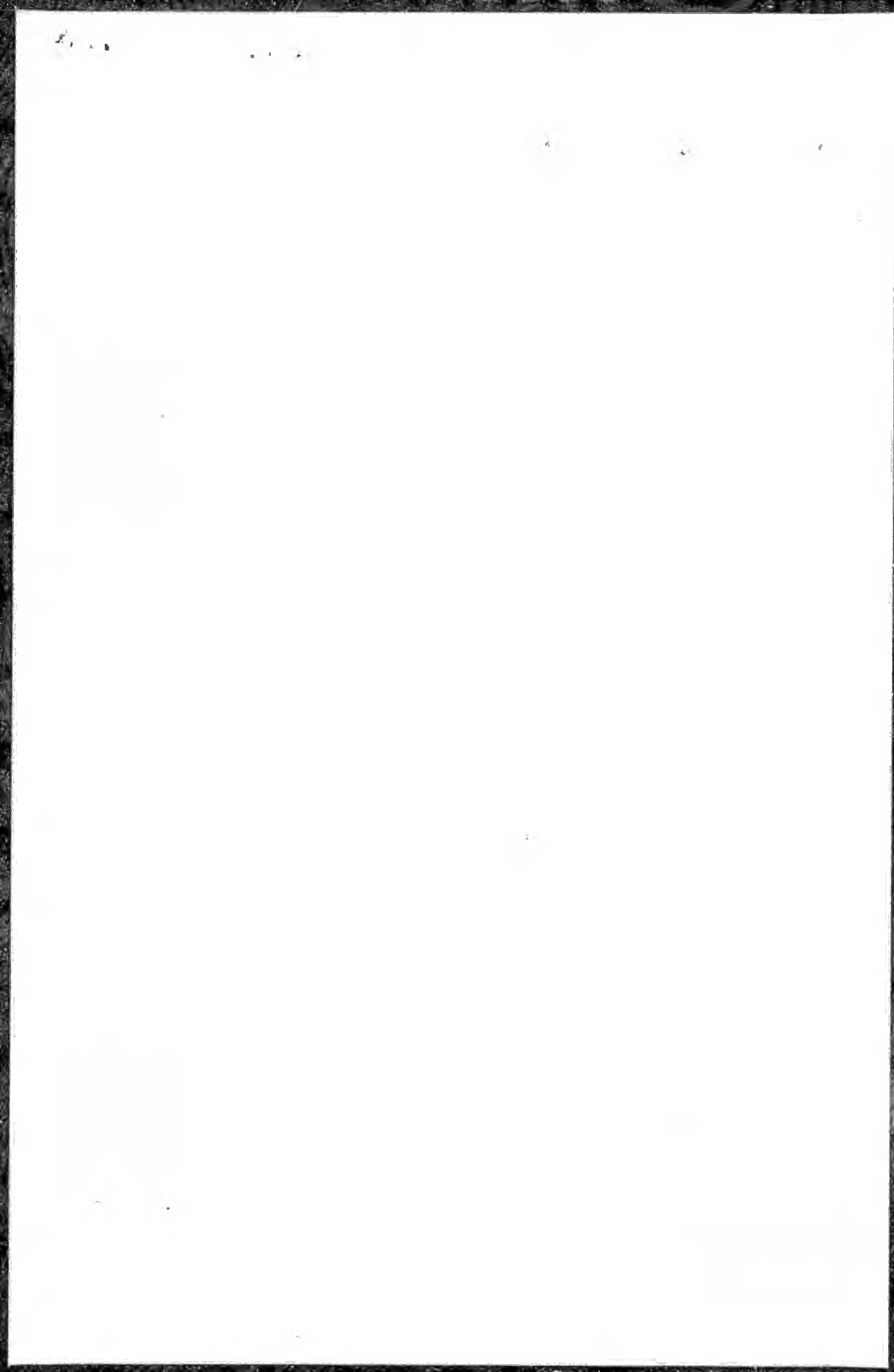
27 Sec. 14.44.025. PROVISION [PROVISIONS] OF SERVICES. State
28 participation under Articles VIII and XIII of the Western Regional
29 Higher Education Compact shall be limited to the provision of adequate

1 services and facilities in the fields of law, dentistry, medicine,
2 osteopathy, public health, veterinary medicine, pharmacy, physical
3 therapy, occupational therapy, optometry, podiatry, forestry, archi-
4 tecture, graduate nursing, [PETROLEUM ENGINEERING,] maritime tech-
5 nology, and graduate library studies.

6 * Sec. 5. AS 14.48.190 is amended to read:

7 Sec. 14.48.190. VIOLATIONS: CIVIL PENALTY. A person who vio-
8 lates the provisions of AS 14.48.020 or 14.48.060(b), or who fails or
9 refuses to deposit with the commissioner the records required by
10 AS 14.48.150 is subject to a civil penalty of not more than \$1,000 for
11 each violation. Each day's failure to comply with the provisions of
12 AS 14.48.020, 14.48.060(b), or [AND AS] 14.48.150 constitutes a sepa-
13 rate violation. The fine may be imposed by the commission in an
14 administrative proceeding or by a court of competent jurisdiction.

15 * Sec. 6. This Act takes effect immediately in accordance with AS 01.-
16 10.070(c).



STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: SB 385
Title: Re: Commission on
Postsecondary Education
Sponsor: Rules
Requestor: Senate HESS
Date of Request: 2/2/84

FISCAL DETAIL

Agency Affected: Education
Program Category Affected: Postsecondary
Education Commission
BRU, Program or Subprogram(s) Affected:
Student Loans and WICHE Student Exchange

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	N.A.	-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

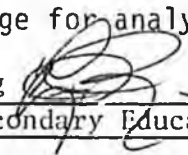
	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
GENERAL FUND	N.A.	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
FULL-TIME	N.A.	-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Kerry D. Romesburg  Phone: 465-2854
Division: Commission on Postsecondary Education Date: 2/2/84

Approved by Commissioner: _____ Date: _____
Agency: _____

Distribution (Agency preparing fiscal note):
Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

12/1/83

Introduced: 1/20/84
Referred: Health, Education and
Social Services

1 IN THE SENATE

BY KERTTULA

2

SENATE BILL NO. 362

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the applicability of the scholar-
7 ship loan program to students attending more than one
8 postsecondary educational institution; and providing
9 for an effective date."

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

11 * Section 1. AS 14.43.160(2) is amended to read:

12 (2) "full-time student" means an undergraduate or career
13 education student who is enrolled and is in regular attendance at
14 classes for at least 12 semester hours of credit or the equivalent
15 during the semester or a graduate student who is enrolled and is in
16 regular attendance at classes for at least nine semester hours of
17 credit or the equivalent; any combination of semester hours of credit,
18 or the equivalent, aggregating to the requisite number of semester
19 hours and undertaken during a semester at two or more public or pri-
20 vate institutions of higher education [OPERATING UNDER A CONSORTIUM]
21 constitutes full-time student status;

22 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
23 10.070(c).

Offered: 3/28/84
Referred: Finance

Original sponsor: Rules/Governor

1 IN THE SENATE BY THE JUDICIARY COMMITTEE
2 CS FOR SENATE BILL NO. 385 (Judiciary)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 THIRTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to postsecondary education; and
7 providing for an effective date."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 14.43.120(k) is amended to read:
10 (k) Periodic installments of principal shall be deferred, but
11 interest shall accrue and be paid unless the student is eligible for
12 interest payment benefits under (1) of this section during any of the
13 following:
14 (1) return to student status as provided in (c) of this
15 section;
16 (2) serving an initial period of up to four years on active
17 duty as a member of the armed forces of the United States;
18 (3) serving, for up to three years, as a full-time volun-
19 teer under the Peace Corps Act;
20 (4) serving, for up to three years, as a full-time volun-
21 teer under the Domestic Volunteer Service Act of 1973;
22 (5) for a one-time period up to 12 months in which the
23 borrower is seeking and unable to find employment in the United
24 States; or
25 (6) if the borrower becomes 50 percent or more disabled as
26 certified by competent medical authority.
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(1) is

(A) enrolled as a full-time student in a career education, associate, baccalaureate, or graduate degree program; or

(B) a graduate of a high school or the equivalent, or scheduled for graduation from a high school within six months, with sufficient credits to be admitted to a career education program or to an accredited college or university;

(2) is not delinquent or in default on a previously awarded scholarship loan; and

(3) is a resident of the state at the time of application for the loan; for purposes of this section, a person qualifies as a resident of the state if at the time of application for the loan the person

(A) has been physically present in the state for at least two years immediately before the time of application for the loan;

(B) is dependent on a parent or guardian for care, the parent or guardian has been present in the state for at least two years immediately before the time of application for the loan and the person has been present in the state for at least one year of the immediately preceding five years; or

(C) has been physically present in the state, or is a dependent of a parent or guardian who has been physically present in the state, for at least two years immediately before being absent from the state and the absence is due solely to

- (i) military service;
- (ii) volunteer service under the Peace Corps Act;
- (iii) volunteer service under the Domestic Volunteer Service Act of 1973;

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2 program recognized by the commission;

3 (v) attending a school as a full-time student;

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6 the state's congressional delegation;

7 (viii) required medical care for the applicant or
8 the applicant's immediate family; or

9 (ix) being a person who otherwise qualifies as a
10 resident and is accompanying a spouse who qualifies as a
11 resident under (i) - (viii) of this paragraph.

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13 this section if the person declares or establishes residence in another
14 state during an absence from Alaska.

15 * Sec. 3. AS 14.44.025 is amended to read:

16 Sec. 14.44.025. PROVISION [PROVISIONS] OF SERVICES. State
17 participation under Articles VIII and XIII of the Western Regional
18 Higher Education Compact shall be limited to the provision of adequate
19 services and facilities in the fields of law, dentistry, medicine,
20 osteopathy, public health, veterinary medicine, pharmacy, physical
21 therapy, occupational therapy, optometry, podiatry, forestry, archi-
22 tecture, graduate nursing, [PETROLEUM ENGINEERING,] maritime tech-
23 nology, and graduate library studies.

24 * Sec. 4. AS 14.48.190 is amended to read:

25 Sec. 14.48.190. VIOLATIONS: CIVIL PENALTY. A person who vio-
26 lates the provisions of AS 14.48.020 or 14.48.060(b), or who fails or
27 refuses to deposit with the commissioner the records required by
28 AS 14.48.150 is subject to a civil penalty of not more than \$1,000 for
29 each violation. Each day's failure to comply with the provisions of

1 AS 14.48.020, 14.48.060(b), or [AND AS] 14.48.150 constitutes a sepa-
2 rate violation. The fine may be imposed by the commission in an
3 administrative proceeding or by a court of competent jurisdiction.

4 * Sec. 5. This Act takes effect immediately in accordance with AS 01.-
5 10.070(c).



Official Business

Alaska State Legislature

Senate

Pouch V
State Capitol
Juneau, Alaska 99811

To: Members of the Senate Finance Committee
From: Senator Joe Josephson
Date: May 2, 1984

Re: CSSB 385 (Jud) - An Act relating to the Alaska Commission
on Postsecondary Education; efd.

Improved versions of SB 385, which was introduced by the Rules Committee at the request of the Governor, have been passed by the Senate HESS and Judiciary Committees. The following sectional analysis explains the differences between SB 385 as introduced by the Governor and the Committee Substitute passed by the Judiciary Committee.

Section 1. Remains unchanged.

Section 2. The Judiciary Committee Substitute adds a person is participating in a foreign exchange student program recognized by the commission as being eligible for a student loan.

Section 3. Because there are still some specialty areas of graduate nursing which are not offered through the University of Alaska, students seeking this degree may still apply for assistance from the WICHE program.

Section 4. Remains unchanged.

A zero fiscal note accompanies this bill.

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: SB 385
 Title: Re: Commission on
Postsecondary Education
 Sponsor: Rules
 Requestor: Senate HESS
 Date of Request: 2/2/84

FISCAL DETAIL

Agency Affected: Education
 Program Category Affected: Postsecondary
Education Commission
 BRU, Program or Subprogram(s) Affected:
Student Loans and WICHE Student Exchange

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	N.A.	-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	N.A.	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME	N.A.	-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

ANALYSIS: Attach a separate page for analysis

Prepared By: Kerry D. Romesburg Phone: 465-2854
 Division: Commission on Postsecondary Education Date: 2/2/84

Approved by Commissioner: _____ Date: _____
 Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

12/1/83

COMMITTEE REPORT

SENATE

FURTHER: FINANCE

[Handwritten signature]

2/14/84

Date March 26, 1984

Mr. President

The Committee on JUDICIARY considered SB 385

relating to the Alaska Commission on Postsecondary education; efd.

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

- do pass
- do pass with attached amendment(s)
- replace with/~~or adopt~~ CS for SB 385 (-Tuo)
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

[Handwritten signatures of committee members]

MEMBERS HAVING
OTHER RECOMMENDATIONS

Bill Kay
Chairman
Do Pass
Chairman recommendation

COMMITTEE REPORT
SENATE

FURTHER: JUDICIARY
FINANCE

1/27/84

Date: 2/10/84

Mr. President:

The Committee on HESS has had SB 385

relating to the Alaska Commission on Postsecondary education; efd.

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 SB 385 (Hess) same title
 new title
and recommends do pass

AND attaches a "Letter of Intent" New Fiscal Note

reports it back without recommendation

referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]
[Signature]
[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]
CHAIRMAN DO PASS



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

385

January 27, 1984

The Honorable Jalmar Kerttula
President of the Senate
Pouch V
Juneau, AK 99811

Dear Senator Kerttula:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the Alaska Commission on Postsecondary Education.

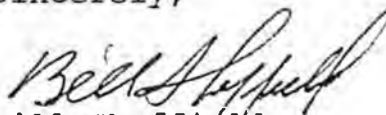
Section 1 of the bill limits to a period of up to four years the deferral of the repayment of the principal of a student loan for members of the armed forces of the United States who are on active duty.

Section 2 clarifies the eligibility requirements for students applying for a scholarship loan, especially in regard to residency. Provisions are added to make clear that a person who has not properly repaid a previous student loan is not eligible for another loan, and to set out the circumstances under which a person may be absent from the state and still qualify for a student loan.

Section 3 continues the practice of ceasing to support students under the WICHE (Western Interstate Commission for Higher Education) program when a similar program of study becomes available in the State of Alaska. Graduate nursing and petroleum engineering are now available through the University of Alaska. This section, in conjunction with the delayed effective date in sec. 6 and the provisions in sec. 5, will provide for an equitable phasing out of those two WICHE programs.

Finally, sec. 4 will make it clear that a violation of the minimum standards for postsecondary educational institutions set out in AS 14.48.060(b) may subject an institution to a civil penalty.

Sincerely,

A handwritten signature in cursive script, appearing to read "Bill Sheffield".

Bill Sheffield
Governor

Offered: 2/14/84
Referred: Judiciary

Original sponsor: Rules/Governor

1 IN THE SENATE
2
3 CS FOR SENATE BILL NO. 385 (HESS)
4 IN THE LEGISLATURE OF THE STATE OF ALASKA
5 THIRTEENTH LEGISLATURE - SECOND SESSION
6 A BILL
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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
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14 following:
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16 section;
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18 duty as a member of the armed forces of the United States;
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20 teer under the Peace Corps Act;
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5 scheduled for graduation from a high school within six months,
6 with sufficient credits to be admitted to a career education
7 program or to an accredited college or university;
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9 scholarship loan; and
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18 parent or guardian has been present in the state for at least two
19 years immediately before the time of application for the loan and
20 the person has been present in the state for at least one year of
21 the immediately preceding five years; or
22 (C) has been physically present in the state, or is a
23 dependent of a parent or guardian who has been physically present
24 in the state, for at least two years immediately before being
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29 teer Service Act of 1973;

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6 the applicant's immediate family; or
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29 rate violation. The fine may be imposed by the commission in an

1 administrative proceeding or by a court of competent jurisdiction.
2 * Sec. 5. This Act takes effect immediately in accordance with AS 01.-
3 10.070(c).

Introduced: 1/27/84
Referred: Health, Education and
Social Services,
Judiciary and
Finance

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE SENATE

2 SENATE BILL NO.385

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Alaska Commission on Post-
7 secondary Education; and providing for an effective
8 date."

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

10 * Section 1. AS 14.43.120(k)(2) is amended to read:

11 (2) serving an initial period of up to four years on active
12 duty as a member of the armed forces of the United States.

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22 program or to an accredited college or university;

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27 resident of the state if at the time of application for the loan the
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1 least two years immediately before the time of application for
2 the loan;

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4 parent or guardian has been present in the state for at least two
5 years immediately before the time of application for the loan and
6 the person has been present in the state for at least one year of
7 the immediately preceding five years; or

8 (C) has been physically present in the state, or is a
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10 in the state, for at least two years immediately before being
11 absent from the state and the absence is due solely to

12 (i) military service;

13 (ii) volunteer service under the Peace Corps Act;

14 (iii) volunteer service under the Domestic Volun-
15 teer Service Act of 1973;

16 (iv) attending a school as a full-time student;

17 (v) full-time employment by the state;

18 (vi) being a member of or employed full-time by
19 the state's congressional delegation;

20 (vii) required medical care for the applicant or
21 the applicant's immediate family; or

22 (viii) being a person who otherwise qualifies as a
23 resident and is accompanying a spouse who qualifies as a
24 resident under (i) -- (vii) of this paragraph.

25 (b) A person does not qualify as a resident of the state under
26 this section if the person declares or establishes residence in another
27 state during an absence from Alaska.

28 * Sec. 3. AS 14.44.025 is amended to read:

29 Sec. 14.44.025. PROVISION [PROVISIONS] OF SERVICES. State

1 participation under Articles VIII and XIII of the Western Regional
2 Higher Education Compact shall be limited to the provision of adequate
3 services and facilities in the fields of law, dentistry, medicine,
4 osteopathy, public health, veterinary medicine, pharmacy, physical
5 therapy, occupational therapy, optometry, podiatry, forestry, archi-
6 tecture, [GRADUATE NURSING, PETROLEUM ENGINEERING,] maritime tech-
7 nology, and graduate library studies.

8 * Sec. 4. AS 14.48.190 is amended to read:

9 Sec. 14.48.190. VIOLATIONS: CIVIL PENALTY. A person who vio-
10 lates the provisions of AS 14.48.020 or 14.48.060(b), or who fails or
11 refuses to deposit with the commissioner the records required by
12 AS 14.48.150 is subject to a civil penalty of not more than \$1,000 for
13 each violation. Each day's failure to comply with the provisions of
14 AS 14.48.020, 14.48.060(b), or [AND AS] 14.48.150 constitutes a sepa-
15 rate violation. The fine may be imposed by the commission in an
16 administrative proceeding or by a court of competent jurisdiction.

17 * Sec. 5. The July 1, 1985 effective date for the amendment to AS 14.-
18 44.025, enacted in sec. 3. of this Act, is to allow students enrolled as of
19 the effective date of that amendment in graduate nursing or petroleum
20 engineering studies under the Western Interstate Compact for Higher Educa-
21 tion program to complete their course of study. Between the effective date
22 of this section and July 1, 1985, no additional students may be admitted to
23 the WICHE program in the fields of graduate nursing or petroleum engineer-
24 ing.

25 * Sec. 6. Section 3 of this Act takes effect July 1, 1985.

26 * Sec. 7. Section 5 of this Act takes effect immediately in accordance
27 with AS 01.10.070(c).