

H B

48

21.09.220 DOCUMENT# 1 OF 1 PAGE = 1 OF 2
CHAPTER = 21.09
SECTION = 21.09.220
TITLE = 21

READINGS TITLE 21.
INSURANCE.
CHAPTER 09.
AUTHORIZATION OF INSURERS AND GENERAL REQUIREMENTS.
CITATION SEC. 21.09.220.
MATCH LINE

EXT COUNTER SIGNATURE BY RESIDENT AGENT - APPLICATION OF TITLE.
NO COMPANY, ASSOCIATION, RECIPROCAL EXCHANGE, PERSON OR PERSONS
AUTHORIZED TO TRANSACT INSURANCE OR OFFER INDEMNITY CONTRACTS IN
THIS STATE EXCEPTING RECIPROCAL MUTUALS ORGANIZED UNDER THE LAWS
OF THIS STATE AND LIFE INSURANCE COMPANIES OR LIFE INSURANCE
CONTRACTS AND HEALTH AND ACCIDENT CONTRACTS AND ANNUITY CONTRACTS
WRITTEN THEREIN, MAY MAKE, WRITE, PLACE OR CAUSE TO BE MADE,
WRITTEN OR PLACED, A POLICY OR CONTRACT OF INSURANCE OR INDEMNITY
OF ANY KIND OR CHARACTER, OR A GENERAL OR FLOATING POLICY
COVERING RISKS ON PROPERTY LOCATED IN THE STATE, LIABILITY
CREATED BY OR ACCRUING UNDER THE LAWS OF THIS STATE, OR
UNDERTAKINGS TO BE PERFORMED IN THIS STATE, EXCEPT THROUGH THEIR
LICENSED RESIDENT INSURANCE AGENTS, WHO SHALL COUNTERSIGN ALL
POLICIES, RIDERS AND ENDORSEMENTS OR INDEMNITY CONTRACTS SO
ISSUED AND COLLECT THE PREMIUMS, OR SEE TO THEIR COLLECTION IN
DUE COURSE, AND WHO SHALL KEEP A RECORD OF THE SAME. THE RECORD
SHALL CONTAIN THE USUAL AND CUSTOMARY INFORMATION CONCERNING THE
RISK UNDERTAKEN, INCLUDING THE FULL PREMIUM PAID OR TO BE PAID,
TO THE END THAT THE STATE MAY RECEIVE THE TAXES REQUIRED BY LAW

21.09.220 DOCUMENT# 1 OF 1 PAGE = 2 OF 2
TO BE PAID OR PREMIUMS COLLECTED FOR INSURANCE ON PROPERTY OR
UNDERTAKINGS LOCATED IN THIS STATE. NO AGENT SHALL PAY OR
FORWARD A PREMIUM OR APPLICATION FOR INSURANCE OR IN ANY MANNER
SECURE, HELP OR AID IN THE PLACING OF INSURANCE, OR EFFECT A
CONTRACT OF INSURANCE OR INDEMNITY UPON PROPERTY, LIABILITY OR
UNDERTAKINGS LOCATED IN THIS STATE WITH AN INSURER WHICH IS NOT
AUTHORIZED TO TRANSACT ITS BUSINESS IN THIS STATE; EXCEPT THAT IF
TWO OR MORE INSURERS ISSUE A SINGLE POLICY OF INSURANCE, THE
POLICY MAY BE COUNTERSIGNED ON BEHALF OF ALL INSURERS APPEARING
ON IT BY A LICENSED AGENT, RESIDENT OF THE STATE, OR ANY ONE OF
THE INSURERS. THE PRACTICE OF SIGNING POLICIES IN BLANK IS
LIKEWISE PROHIBITED.
HISTORY (SEC. 1 CH 120 SLA 1966)

21.09.230 DOCUMENT= 1 OF 1 PAGE = 1 OF 2
CHAPTER = 21.09
SECTION = 21.09.230
TITLE = 21

HEADINGS TITLE 21.
INSURANCE.
CHAPTER 09.
AUTHORIZATION OF INSURERS AND GENERAL REQUIREMENTS.

CITATION SEC. 21.09.230.
MATCH LINE

EXCEPTION.

TEXT NOTHING CONTAINED IN SEC. 220 OF THIS CHAPTER SHALL BE CONSTRUED AS PREVENTING THE FREE AND UNLIMITED RIGHT TO NEGOTIATE WHOLLY OUTSIDE THIS STATE CONTRACTS OF INSURANCE BY LICENSED NONRESIDENT AGENTS AND BROKERS, PROVIDED THE POLICIES, DAILIES, ENDORSEMENTS OR EVIDENCE OF THE CONTRACTS COVERING PROPERTIES OR INSURABLE INTERESTS IN THIS STATE ARE COUNTERSIGNED BY THE RESIDENT AGENT OF THIS STATE, IN WHICH EVENT THE COUNTERSIGNING AGENT SHALL RECEIVE A COMMISSION OF NOT LESS THAN FIVE PER CENT OF THE PREMIUM PAID; PROVIDED, HOWEVER, THAT THE COUNTERSIGNING COMMISSION MAY NOT EXCEED ONE-HALF OF THE TOTAL COMMISSION AND PROVIDED FURTHER THAT FOR COUNTERSIGNING THESE INSURANCE POLICIES THE RESIDENT AGENT SHALL NOT BE PAID MORE THAN \$50 NOR LESS THAN \$1 FOR COUNTERSIGNING A POLICY OR BOND; AND PROVIDED FURTHER, THAT IF THE LICENSED NONRESIDENT AGENT OR BROKER OR THE INSURER ASSUMING THE RISK DESIRES THE RESIDENT AGENT TO RENDER ADDITIONAL SERVICES DURING THE LIFE OF A POLICY THE COMPENSATION TO BE PAID TO THE COUNTERSIGNING AGENT SHALL BE A MATTER OF CONTRACT BETWEEN THE PARTIES IN INTEREST. SECTIONS 220 - 250 OF THIS CHAPTER DO

21.09.230 DOCUMENT= 1 OF 1 PAGE = 2 OF 2
NOT APPLY TO THE FOLLOWING CONTRACTS:

- (1) POLICIES COVERING PROPERTY RECEIVED FOR SHIPMENT OR DELIVERY, OR IN TRANSIT WHILE IN POSSESSION OR CUSTODY OF A COMMON CARRIER, OR THE ROLLING STOCK, VESSELS, AIRCRAFT, OR OTHER PROPERTY OF A COMMON CARRIER USED AND EMPLOYED BY IT IN INTERSTATE OR FOREIGN COMMERCE, OR INSURANCE OF AIRCRAFT OWNED OR OPERATED BY MANUFACTURERS OF AIRCRAFT;
- (2) POLICIES ISSUED BY INSURERS NOT USING AGENTS IN THE GENERAL SOLICITATION OF BUSINESS;
- (3) CONTRACTS OF REINSURANCE OR RETROCESSIONS MADE BY AND FOR ADMITTED COMPANIES;
- (4) CONTRACTS OF LIFE AND DISABILITY INSURANCE AND ANNUITY CONTRACTS;
- (5) CONTRACTS OF TITLE INSURANCE;
- (6) BID BONDS ISSUED IN CONNECTION WITH A PUBLIC OR PRIVATE CONTRACT;
- (7) WET MARINE AND TRANSPORTATION INSURANCES.

HISTORY (SEC. 1 CH 120 SLA 1966)

0601 * END OF DOCUMENTS IN LIST - ENTER RETURN OR ANOTHER COMMAND.

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CHAPTER = 21.09
SECTION = 21.09.240
TITLE = 21

HEADINGS TITLE 21.
INSURANCE.
CHAPTER 09.
AUTHORIZATION OF INSURERS AND GENERAL REQUIREMENTS.

CITATION SEC. 21.09.240.
MATCH LINE

EXCEPTION.

TEXT AFFIDAVIT ATTACHED TO ANNUAL STATEMENT.
AT THE TIME THE ANNUAL STATEMENT OF EVERY SUCH COMPANY IS FILED WITH THE DIRECTOR THERE SHALL BE ATTACHED TO IT AN AFFIDAVIT OF THE PRESIDENT, MANAGER OR CHIEF EXECUTIVE OFFICER IN THE UNITED STATES STATING THAT SECS. 220 - 250 OF THIS CHAPTER HAVE NOT BEEN VIOLATED.

HISTORY (SEC. 1 CH 120 SLR 1966)

LAST YEAR THE SENATE LABOR & COMMERCE COMMITTEE STUDIED HB 48 - "AN ACT REPEALING CERTAIN INSURANCE LAWS" AND RECOMMENDED "DO PASS".

THIS BILL REPEALS THE COUNTERSIGNATURE LAW WHICH REQUIRES THAT AN INSURANCE POLICY ISSUED FOR DELIVERY IN ALASKA OR COVERING A SUBJECT IN ALASKA BE SIGNED BY A LICENSED RESIDENT ALASKA INSURANCE AGENT. THE LAW WAS ORIGINALLY INTENDED AS A PROTECTIVE MEASURE FOR ALASKA INSURANCE AGENTS AND BROKERS, TO GIVE THEM AN ADVANTAGE OVER THEIR NONRESIDENT COUNTERPARTS.

THE LAW HAS NOT WORKED AS EXPECTED. IT TENDS TO IMPEDE THE ORDERLY FLOW OF BUSINESS AND DELAYS DELIVERY TO THE POLICYHOLDER OF THOSE POLICIES AFFECTED. SOME NONRESIDENT AGENTS AND BROKERS LEGALLY CIRCUMVENT THE LAW THROUGH THE USE OF A CONTRACT WITH A RESIDENT AGENT, A POWER OF ATTORNEY AND A FACSIMILE SIGNATURE.

REPEAL OF THIS LAW WILL NOT REDUCE PROTECTION OF THE PUBLIC. THIS LEGISLATION IS SUPPORTED BY THE ADMINISTRATION AND THE INSURANCE AGENTS.

FURTHER INFORMATION

1) THE COUNTERSIGNATURE LAW WAS PASSED IN 1966 AS A MEASURE TO ENCOURAGE IN-STATE BUSINESS. HOWEVER, THE INSURANCE INDUSTRY IS NOW WELL ESTABLISHED AND THIS ADDED PROTECTION IS NOT NEEDED. (JOE MacLEAN, REPRESENTING INSURANCE AGENTS AND BROKERS, TESTIFIED IN FAVOR OF HB 48. THE COUNTERSIGNATURE LAW WAS ONE OF THE FEW MEASURES HE HAD SUCCESSFULLY WORKED ON AS A LEGISLATOR. BUT NOW HE IS URGING REPEAL AS IT DOES NOT ACCOMPLISH THE ORIGINAL GOAL.)

2) MANY OTHER STATES ARE REPEALING THEIR COUNTERSIGNATURE LAWS. IN FACT, 19 STATES REPEALED THIS LEGISLATION THIS YEAR.

SENATE LABOR AND COMMERCE
STANDING COMMITTEE
May 19, 1983
1:30 pm

Members Present: Senator Dick Eliason, Chair
Senator Bob Mulcahy
Senator Pat Rodey

Members Absent: Senator Don Bennett
Senator John Sackett

COMMITTEE CALENDAR

SB 251

An Act establishing the low cost and low income multiple family housing development fund in the Department of Community and Regional Affairs.

SB 252

An Act transferring and reappropriating a portion of an appropriation made to the multifamily housing loans security fund in the Alaska Industrial Authority to the low-cost and low-income multiple family housing development fund in the Department of Community and Regional Affairs; and providing for an effective date.

CSHB 311(L&C)

An Act relating to Workers' Compensation; and providing for an effective date.

CSSSHB 16(Fin)

An Act relating to premium increases for automobile insurance policies.

CSSB 177 (HESS)

An Act relating to insurance trade practices; and providing for an effective date.

HB 48

An Act repealing certain insurance laws.

WITNESS REGISTER

(SB 251 and SB 252)

Barbara Morse-Quinn, Director
Division of Housing Assistance, Department of Community and Regional Affairs
2600 Denali, Suite 400
Anchorage, Alaska 99501
275-4585
Spoke in support of SB 251 and in opposition to SB 252.

Terry Elder, Deputy Commissioner
Dept. of Commerce and Economic Development
Pouch D
Juneau, Alaska 99811
465-2502
Spoke in support of SB 251 and in opposition to SB 252.

(HB 311)

Jackie McClintock, Director
Workers' Compensation Division
Department of Labor
P. O. Box 1149
Juneau, Alaska 99811
465-2790
Spoke in support of HB 311.

Kevin Dougherty
AC Laborers
Anchorage, Alaska
276-1640
Spoke in support of HB 311.

William Reeves, Associated General Contractors
Anchorage, Alaska
Spoke in support of HB 311 and amendment.

(HB 16)

Dave Schade
Rep. Fritz' staffperson
Pouch V
Juneau, Alaska 99811
465-4833
Provided information from prime sponsor of HB 16, Rep. Fritz.

Don Koch, Chief of Market Surveillance
Division of Insurance (DCED)
Pouch D
Juneau, Alaska 99811
465-2577
Spoke in support of HB 16.

(CSSB 177[HESS])

David Bruce, Deputy Director, Div. of Public Health
Dept. of Health and Social Services
Pouch H-06
Juneau, Alaska 99811
465-3090
Spoke in support of CSSB 177(HESS).

Don Koch
(see above)

Spoke in support of CSSB 177 (HESS)

(HB 48)

Don Koch
(see above)
Department supports HB 48.

Joe MacLean, representing insurance agents and brokers
Juneau, Alaska 99801
586-3210
Supports HB 48.

PREVIOUS ACTION

No previous action in Senate Labor and Commerce on any of these bills.

ACTION NARRATIVE

Tape #29
007

Sen. Eliason called the meeting to order at 1:35 p.m. with members Senator Rodey and Sen. Mulcahy in attendance. The agenda includes SB 251, SB 252, HB 311, HB 16, HB 48, and SB 177.

022

(SB 251 and 252)

Sen. Eliason explained that Sen. Josephson was due at the meeting shortly and that the teleconference network would enable testimony to be provided from Anchorage on SB 251 and 252.

Barbara Morse-Quinn, Director of the Division of Housing Assistance in the Dept. of Community and Regional Affairs, assisted in the drafting of SB 251 and 252. SB 251 would establish the low cost and low income multiple family housing development fund in the Department. The Department will be able to absorb the effects of passage of SB 251 without any problem. The appropriation measure, SB 252, provides \$15 million, anticipated to develop 400 units of low cost and low-income multifamily housing.

101

Barbara Morse-Quinn presented a section by section analysis of the measures, and stated that she did not support SB 252. She would like to see a committee substitute which provides for appropriation from the General Fund, rather than transferring funds from the Alaska Industrial Development Authority, as provided in the present form of the bill. She stated that regardless of the source of funds, they are willing to participate and allow grants to go to local groups, etc.

198

Barbara Morse-Quinn stated that Dick Pride was available to answer questions from the Anchorage teleconference site.

205

Terry Elder, Deputy Commissioner of the Department of Commerce and Economic Development, underscored Barbara Morse-Quinn's remarks on SB 252. The Department does not favor transfer of funds from AIDA to the Department of Community and Regional Affairs.

310

(HB 311)

Jackie McClintock, Director of the Workers' Compensation Division, Dept. of Labor, testified in favor of HB 311, "An Act relating to Workers' Compensation". She explained that the bill is the product of two years of work by an ad hoc committee including members from labor (big and small) and management (big and small). She proposed an amendment supported by a majority of the Workers' Compensation Board members. The amendment reduces the monetary penalty assessed against employers for failure to properly notify the board of changes in the status of payment of compensation. (Reduced from \$25 per day to \$10. Also reduces total penalty limit from \$2,500 to \$1,000.)

350

Kevin Dougherty, legal counsel for the Alaska Council of Laborers, and a labor member of the ad hoc committee, provided testimony "from the labor standpoint". He supports the amendment to HB 311 as written, and supports HB 311. He described the ad hoc committee as a unique situation to work together, and stated that the bill takes care of problems labor had with the program. The Workers' Compensation Division has been working well all year. The Act itself, however, really need to be improved.

390

William Reeves, employed by the Associated General Contractors, and a management member of the ad hoc committee, stated that in February of last year, management and labor got together in the creation of the legislation. He supports HB 311 and agrees wholeheartedly with the proposed amendment.

410

(SB 251 and 252)

Sen. Eliason addressed remarks to Sen. Josephson regarding SB 251 and SB 252. He indicated that the committee would pass out the measures as soon as a CS had been drafted. The opposition to the bill is the funding source. He asked that staff work together to resolve the problem.

434

(HB 311)

Sen. Eliason requested that a committee substitute be drafted for HB 311, reflecting inclusion of the proposed amendment.

445

(HB 16)

Dave Schade, staffperson for Rep. Fritz, conveyed the Representative's regrets at being unable to attend, and provided information in support of CSSHB 16(Fin), of which Rep. Fritz is the prime sponsor. The bill relates to premium increases for auto insurance policies. Rep. Fritz had received numerous complaints about unjust increases in insurance premiums, combined with lack of an appeal process. The bill sets forth the procedure for an appeal process by which the general public can have justice served. It will not allow insurance companies to raise the insured's premium unless they are uniform in their policy and have given the insured an opportunity to refute the insurer's claim. A bulletin from the Dept. of Commerce, Div. of Insurance is additional proof that there has been a problem for some time.

500

(CSSB 177[HESS])

David Bruce, Deputy Director of the Division of Public Health, testified on this measure relating to insurance trade practices. He stated that the bill has been amended, and the Division no longer has objections to the bill.

522

Don Koch, Chief of Market Surveillance under the Division of Insurance, testified in support of the measure. (Position paper from DCED states that the "Administration supports this bill".) It is appropriate for an insurance company to decide what sorts of care they will cover, but not for them to decide what sort of practitioner will offer that care, as long as the practitioner is providing service within the scope of his or her occupational license.

540

(HB 16)

Don Koch testified on HB 16 (premium increase, auto insurance), stating support for the bill. If a person is aggrieved by a rating given by a certain agency, he or she has a right to appear before that agency and appeal the decision.

No further testimony on SB 77 and HB 16.

582

(HB 48)

Don Koch testified on HB 48, an Act repealing certain insurance laws. This bill would repeal the counter signature law, providing that a policy from out-of-state must be co-signed by an Alaska brcker. When it is working the way it is supposed to work it delays getting the policy to the insurer.

Side 2
024

When it is not working the policy is facsimile-rubber-stamped, and sent to the insurer in an evasion of the law. The Division supports repeal.

090

Joe MacLean, representing the insurance agents and brokers urged repeal of HB 48, noting that it was one of the only measures he had worked on and succeeded in getting passed as a legislator. It is no great savings to the insurance companies, and will smooth service to public.

130

Sen. Eliason stated that the testimony would be provided to members in memo form and the measures would be taken up by the committee the following day.

130

Meeting adjourned.

SENATE LABOR AND COMMERCE
STANDING COMMITTEE
May 20, 1983
11:20 am

Members Present: Senator Dick Eliason, Chair
Senator Bob Mulcahy
Senator Pat Rodey

Members Absent: Senator Don Bennett
Senator John Sackett

COMMITTEE CALENDAR

SB 251

An Act establishing the low cost and low income multiple family housing development fund in the Department of Community and Regional Affairs.

SB 252

An Act transferring and reappropriating a portion of an appropriation made to the multifamily housing loans security fund in the Alaska Industrial Development Authority to the low-cost and low-income multiple family housing development fund in the Department of Community and Regional Affairs; and providing for an effective date.

CSHB 311(L&C)

An Act relating to Workers' Compensation; and providing for an effective date.

CSSSHB 16(Fin)

An Act relating to premium increases for automobile insurance policies.

HB 48

An Act repealing certain insurance laws.

CSSB 177(HESS)

An Act relating to insurance trade practices; and providing for an effective date.

HB 274

An Act relating to the regulation of public utilities; and providing for an effective date.

CSHB 299

An Act relating to public records.

WITNESS REGISTER

Members of the public attended this work session, however there was no testimony offered.

PREVIOUS ACTION

For previous action in Senate Labor and Commerce see minutes for 5-19-83.

ACTION NARRATIVE

Tape #30
007

Sen. Eliason called the meeting to order with Senators Mulcahy and Rodey in attendance.

018

Sen. Eliason stated that the agenda did not list HB 299, which would be taken up in addition to SB 251 and 252, CSHB 311, CSSSHB 16, HB 43, CSSB 177, and HB 274.

038

Sen. Eliason announced that the committee would take up the bills in order. They would begin with SB 251. Committee staff Sheila Peterson stated that Sen. Jospelson had not presented a proposed CS for SB 252.

058

Sen. Rodey moved that SB 251 be passed out of committee with individual recommendations. There were no objections.

066

The committee took up CSHB 311(L&C). Senator Mulcahy moved that the proposed Labor and Commerce Committee substitute for CSHB 311 be adopted. There were no objections. Senator Mulcahy moved that Labor and Commerce CS for CSHB 311 be passed out of committee with individual recommendations. There were no objections.

075

The committee took up CSSSHB 16(Fin). Sen. Rodey moved that the bill be reported out of committee with individual recommendations. There were no objections.

083

The committee took up HB 48. Sen. Rodey moved that the bill be passed out of committee with individual recommendations. There were no objections.

For the benefit of those attending the meeting, Sen. Eliason noted that the committee had held public hearings on the measures, and that if something controversial were to come up the committee would discuss it.

100

The committee took up CSSB 177(HESS). Sen. Rodey moved that the bill be passed out with individual recommendations. There was no objection.

107

The committee took up HB 274. Sen. Eliason stated that Sen. Sackett had asked that the bill be held for a day or two (as he wanted to investigate some concerns he had about it). Sen. Sackett's concerns will be addressed in another bill.

116

Sen. Mulcahy moved that the committee pass out HB 274 with individual recommendations. There was no objection.

121

The committee took up the proposed Labor and Commerce CS for HB 299, the public records measure. Sen. Eliason brought to the attention of the committee members a report by Tom Sofo (legal services).

128

Sen. Rodey moved that they adopt the proposed CSHB 299. There was no objection.

132

Committee staff Sheila Peterson stated that new language in the CS was provided by the Office of the Attorney General in order that a department of the state would not have to give in excess of ten hours free research time.

Sen. Mulcahy moved that the Labor and Commerce Committee Substitute for HB 299 be passed out with individual recommendations. There was no objection.

153

The meeting adjourned.

HB 48 TITLE & SPONSOR SUMMARY

16:58 6/04/84 PAGE 1 OF 3

PROPOSED TITLE:

AN ACT REPEALING CERTAIN INSURANCE LAWS

PRIME SPONSOR: MARTIN.

CO-SPONSORS:

CURRENT STATUS: 5/03/84 CHAPTER 0041 SLA 84

HB 48 HOUSE ACTION

16:58 6/04/84 PAGE 2 OF 3

DATE SEQ PAGE

LEGISLATIVE ACTION

DATE	SEQ	PAGE	LEGISLATIVE ACTION
01/18/83	01	0032	FIRST READING -- COMMITTEE REPORTS
02/04/83	02	0169	L&C -- DP06
03/07/83	03	0417	L&C F/NOTE EQUALS ZERO
04/06/83	04	0745	JUD -- DP04, NR02
04/06/83	05	0745	JUD F/NOTE EQUALS ZERO
04/18/83	06	0900	SECOND READING
04/18/83	07	0900	ADVANCED TO 3RD READING BY UNAN CONSENT
04/19/83	08	0900	THIRD READING
04/18/83	09	0901	PASSED BY DIV 38-01-01
04/17/84	18	3361	TRANSMITTED TO GOVERNOR
05/03/84	19	3642	SIGNED BY GOVERNOR-CH0041, EFF 08/01/84

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HB 48 SENATE ACTION

16:58 6/04/84 PAGE 3 OF 3

DATE SEQ PAGE

LEGISLATIVE ACTION

DATE	SEQ	PAGE	LEGISLATIVE ACTION
04/19/83	10	0740	FIRST READING -- COMMITTEE REPORTS
05/23/83	11	1080	L&C -- DP01, NR02
03/15/84	12	2557	JUD -- DP05
04/16/84	13	2736	RLS -- OTHER05
			TAKEN UP IMMEDIATELY
04/16/84	14	2738	SECOND READING
04/16/84	15	2738	ADVANCED TO 3RD READING BY UNAN CONSENT
04/16/84	16	2733	THIRD READING
04/16/84	17	2730	PASSED BY DIV 16-00-04

**** ** ** *** ** *

COMMITTEE REPORT

SENATE

FURTHER: JUDICIARY

4/19/83

Date:

5/20/83

Mr. President:

The Committee on LABOR & COMMERCE has had 818-42

reporting certain insurance laws

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 _____ 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:

[Signature]

[Signature]

[Signature]

CHAIRMAN

HB 48: An Act repealing certain insurance laws.

The Administration supports this bill. This bill repeals the countersignature law which requires that an insurance policy issued for delivery in Alaska or covering a subject in Alaska be signed by a licensed resident Alaska insurance agent. The law was originally intended as a protective measure for Alaska insurance agents and brokers, to give them an advantage over their nonresident counterparts. The law has not worked as expected. It tends to impede the orderly flow of business and delays delivery to the policyholder of those policies affected. Some nonresident agents and brokers legally circumvent the law through the use of a contract with a resident agent, a power of attorney and a facsimile signature. Repeal of this law will not reduce protection of the public.



Richard A. Lyon, Commissioner

DATE: _____

5/16/83

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 48
Title An act repealing certain insurance laws
Requested by Martin Date 1/18/83

II. FISCAL DETAIL

Agency Affected Division of Insurance
Program Category Affected Public Protection
BRU, Program, Or Subprogram(s) Affected Division of Insurance
(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	0	0	0

FUNDING (Thousands of Dollars)

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

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

IV. DATE January 25, 1983 PREPARED BY Kenneth C. Moore, Div of Insurance
AGENCY Commerce & Economic Development
Original: Legislative Finance PHONE 465-2515
cc: Budget and Management
Prime Sponsor (First Legislator Named)
33-001 (Rev.)

HOUSE LABOR & COMMERCE
STANDING COMMITTEE
February 2, 1983
8:30 a.m.

Members Present: Rep. Furnace, Chairman
Rep. Uehling, Vice-Chairman
Rep. Cowdery
Rep. Koponen
Rep. Wendte
Rep. Ringstad

Members Absent: Rep. Malone

COMMITTEE CALENDAR

HB 48 "An Act repealing certain insurance laws."
HJR 17 Relating to commercial fishing by foreign
fleets in the 200-mile fishery conservation
zone along Alaska's coast.

WITNESS REGISTER

Kenneth Moore, Director
Division of Insurance
Department of Commerce & Economic Development
Pouch D
Juneau, Alaska 99811
465-2515
Position Statement: Supports HB 48.

Representative Bob Bettisworth
Alaska State Legislature
Capitol Building, Room 500
Pouch V
Juneau, Alaska 99811
465-4967
Position Statement: Prime sponsor of HJR 17.

Gail Von Drashek
Administrative Assistant
Representative Fred Zharoff's Office
Behrends Building, Room 219
Pouch V
Juneau, Alaska 99811
465-4968
Position Statement: Was available to answer questions;
representing Representative Zharoff .

PREVIOUS ACTION

HB 48 None
HJR 17 None

ACTION NARRATIVE

TAPE#6 (Side A)
Recording
Number 0000

The meeting was called to order by Chairman Furnace at 8:30 a.m. Members present were Representatives Furnace, Uehling, Cowdery, Koponen, Wendte and Ringstad. Representative Malone was absent.

Number 0022

Kenneth Moore, Director of the Division of Insurance, Department of Commerce and Economic Development, came before the committee to advocate the passage of HB 48. He discussed the intent of the bill and gave reasons why he supported it. There was discussion.

Number 0190

Rep. Ringstad recommended that the committee pass the bill; it passed without objection.

Number 0193

The Chairman called for a brief recess.

Number 0195

The meeting was called to order. Chairman Furnace presented HJR 17.

Number 0200

Rep. Bob Bettisworth came before the committee. He expressed his support of the amendment introduced by Rep. Fred Zharoff. He recommended that the committee incorporate it into the resolution.

Rep. Bettisworth shared some other concerns with the committee:

Number 0223

He said the Alaskans are poorly represented by the North Pacific Fisheries Commission;

Number 0235

He said that we need a method of monitoring the amount of fish that is being taken by foreign fleets; and

Number 0257

Rep. Bettisworth also expressed dissatisfaction with the 200-mile limit. He said that it should be re-examined and adjusted. Discussion followed.

Number 0369

Gail Von Drashek, Aide to Rep. Zharoff, came before the committee on behalf of Rep. Zharoff to answer questions.

Number 0387

Rep. Ringstad moved that the committee pass the resolution with individual recommendations with adopting the amendments as proposed by Rep. Zharoff.

Number 0388

Chairman Furnace accepted the motion and suggested an editorial notice that the amendment be placed on page 2, line 6.

Number 0393

The resolution passed with unanimous consent. There being no further items to come before the committee at this time, the meeting was adjourned at 9:20 a.m.

Bill Fact Sheet

Date Received _____

Bill Number _____ Title _____

Fiscal Note - Date Requested _____ Date Received _____

- Or Whom _____

Dept. Position Paper - Date Requested _____ Date Received _____

- Of Whom _____

Resource People

Initial Hearing - Date _____

People Contacted

Martin - will come if called - 3783

Follow-up Hearing - Date _____

Final Action _____ Date _____