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Introduced: 2/17/86
Referred: Transportation
and Judiciary

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 680

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to penalties for driving motor
7 vehicles in the vicinity of the James Dalton High-
8 way."

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

10 * Section 1. AS 19.40.210 is amended to read:

11 Sec. 19.40.210. PROHIBITION OF MOTOR [OFF-ROAD] VEHICLES. (a)

12 It is unlawful for a person to drive a motor vehicle, as defined in
13 AS 28.40.100, [OFF-ROAD VEHICLES ARE PROHIBITED] on land within five
14 miles of the right-of-way of the highway. However, this prohibition
15 does not apply to

16 (1) motor vehicles necessary for oil and gas exploration,
17 development, production, or transportation;

18 (2) [OR TO] a person who holds a mining claim ^{or legal property owner} in the vicin-
19 ity of the highway and who must use land within five miles of the
20 right-of-way of the highway to gain access to that person's [THE]
21 mining claim; or a legal property owner on lease

22 (3) motor vehicle use on another highway, road, easement,
23 or other valid right-of-way on land within five miles of the right-
24 of-way of the highway.

25 (b) Except as provided in (c) of this section, a person who
26 violates this section is strictly liable and is guilty of a violation
27 as defined in AS 11.81.900 and is punishable under AS 12.55.035.

28 (c) A person who, with criminal negligence, violates this sec-
29 tion is guilty of a class E misdemeanor.

DEFINITIONS FOR
TITLE II - CRIMINAL
LAW

-1-

HB 680

FINES - CODE OF
CRIMINAL PROCEDURE

Chapter 40.
JAMES
DALTON
HIGHWAY

DEFINITIONS
FOR TITLE
28 - MOTOR
VEHICLES

STATE OF ALASKA
THE LEGISLATURE

OFFICE - STATE CAPITOL
JUNEAU, ALASKA 99801
907-465-1800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

April 30, 1986

SUBJECT: Prohibiting Motor Vehicles near the
Dalton Highway (HB 680)

TO: Representative Bette Cato

FROM: Michael F. Ford *M.F.*
Legislative Counsel

As you requested I have prepared a Transportation Committee Substitute for HB 680 that changes Sec. 19.40.210(a)(3), by expanding the exemption in this paragraph from "mining claim" to "an interest in land." This term would include any interest that a real property owner possesses, including an interest created by lease, deed, or other conveyance, and would not be related to the kind of use, such as mining, homestead, or recreation.

MFF:csh
m5/040

HB 680 " An Act relating to penalties for driving motor vehicles in the vicinity of the James Dalton Highway "

THIS BILL establishes penalties for violating the law that prohibits driving a motor vehicle (as opposed to off-road vehicle as statute currently reads) within 5 miles of the right-of-way of the James Dalton Hwy.

IT DOES NOT APPLY TO :

- vehicles used for oil & gas exploration, development, production or transportation;
- a person who must use land w/in 5 miles o/r-o-w to get to mining claim
- another highway, road, easement ...

ESTABLISHES CRIME AS STRICT-LIABILITY OFFENSE AND CLASSIFIED AS VIOLATION

Violation = maximum fine of \$300; no jail time

strict-liability theory = state need not prove the existence of a culpable (blameworthy) mental state

IF DOES PROVE A CULPABLE MENTAL STATE =

Criminal negligence = CLASS B misdemeanor (up to 90 days in jail or up to \$1000 fine or both)

BILL SHEFFIELD
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 19, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill establishing penalties for violating the law that prohibits driving a motor vehicle within five miles of the right-of-way of the James Dalton Highway (the North Slope haul road). Under existing law, there are no penalties for violating the law. Because of what appears to be a technical omission, no indication is given as to whether the legislature wanted this crime to be a violation, a misdemeanor, or a felony.

Due to the fact that it may be difficult at times to prove a person's intent to violate this law, we are recommending that the crime be established as a strict-liability offense and be classified as a "violation" -- which is only punishable by a maximum fine of \$300. No jail time may be imposed. Under a strict-liability theory, the state need not prove the existence of a culpable mental state -- just that the prohibited act was committed. However, if it can be proved that a culpable mental state did exist at the time the crime was committed (i.e., committed with "criminal negligence" as defined under AS 11.81.900(a)(4)), we are recommending that this crime be established as a class B misdemeanor (punishable by up to 90 days in jail or up to a \$1,000 fine or both). Commission of this crime can cause significant environmental damage. Thus, violators should be punished accordingly.

* The bill also broadens the prohibition to all motor vehicles (as defined under AS 28.40.100), as distinct from just off-road vehicles (which term is not defined in Title 19).

*culpable:
deserving blame
blameworthy*

To aid in the enforcement of this law by law enforcement officials and the courts, I urge your prompt and favorable action on this measure.

Sincerely,

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

Bill Sheffield
Governor

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date : 2-11-86

REQUEST

Bill/Resolution No. : _____
 Title : An Act relating to penalties for driving off-road vehicles in the vicinity of the James Dalton Highway,
 Sponsor : Governor
 Requestor : Department of Public Safety
 Date of Request : 2-11-86

FISCAL DETAIL

Agency Affected : Department of Public Safety
 BRU : Fish and Wildlife Protection
Alaska State Troopers
 Components : Enforcement

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING : (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS :

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS : Attach a separate page if necessary

Prepared by : James D. Vaden *JW*
 Division : Commissioner's Office

Phone : (907) 465-4322
 Date : 2-11-86

Approved by Commissioner : *[Signature]*
 Agency : Department of Public Safety

Date : 2-11-86

Distribution (by Agency preparing fiscal note):

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

Sec. 19.30.310. Report. No later than August 1 of each year, a municipality that has received money under AS 19.30.270 shall submit a report to the department showing the use of the money by the municipality during the preceding fiscal year. No later than December 1 of each year, the department shall prepare and submit to the governor a report showing the use of the money allocated under AS 19.30.270 during the preceding fiscal year. (§ 1 ch 56 SLA 1984)

Sec. 19.30.320. Definitions. In AS 19.30.260 — 19.30.320

(1) "construction" or "road improvement" has the meaning given in AS 19.45.001 and includes utility and drainage costs but excludes financial costs, right-of-way costs, and new road construction;

(2) "department" means the Department of Transportation and Public Facilities;

(3) "municipality" means a municipality that has road construction or maintenance powers;

(4) "subdivision" has the meaning given in AS 40.15.190(2). (§ 1 ch 56 SLA 1984)

Chapter 40. James Dalton Highway.

Section
100. Use of the highway by industrial or commercial traffic

Section
200. Disposal of land or materials
210. Prohibition of off-road vehicles

Sec. 19.40.100. Use of the highway by industrial or commercial traffic. (a) The department shall maintain the highway and keep it open to industrial or commercial traffic throughout the year.

(b) "Industrial or commercial traffic" means

(1) travel necessary and related to resource exploration and development or to support of those activities, if the individual engaged in those activities has all necessary permits;

(2) travel necessary and related to access by local residents to their property; or

(3) motor carriers engaged in commerce. (§ 3 ch 177 SLA 1980; am § 51 ch 59 SLA 1982; am § 10 ch 21 SLA 1985)

Effect of amendments. -- The 1982 amendment substituted "traffic" for "travel" in the introductory language of subsection (b), and deleted "or" at the end of paragraph (1) of that same subsection. The 1985 amendment, effective May 10,

1985, deleted "which are common carriers or contract carriers regulated by the Alaska Transportation Commission under AS 42.10" at the end of paragraph (3) of subsection (b).

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Op. No. 27
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Sec. 19.

Applied in
No. 2868 (File
261 (1984).

Sec. 19.4
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NOTES TO DECISIONS

Negligence action against state precluded. — Owner of semi-tractor was precluded by an indemnity and hold-harmless provision required by regulation from bringing suit against the state for its alleged negligence in maintaining the Dalton Highway. *Kuhn v. State*, Sup. Ct. Op. No. 2710 (File Nos. 6833, 7080), P.2d (1983).

Indemnity provision in highway use permit held unenforceable. — Semi-

trailer operator injured in a single-vehicle accident was not barred by an indemnity and hold harmless provision in the highway use permit from seeking recovery for personal injuries and property damage from the state for its alleged negligence; the indemnity provision was unenforceable because the state's maintenance of the highway was a "public duty." *Kuhn v. State*, Sup. Ct. Op. No. 2868 (File Nos. 6833, 7080), 692 P.2d 261 (1984).

Sec. 19.40.110. Public use of a portion of the highway.

NOTES TO DECISIONS

Applied in *Kuhn v. State*, Sup. Ct. Op. No. 2868 (File Nos. 6833, 7080), 692 P.2d 261 (1984).

Quoted in *Kuhn v. State*, Sup. Ct. Op. No. 2710 (File Nos. 6833, 7080), P.2d (1983).

Sec. 19.40.200. Disposal of land or materials. (a) The state may not dispose of state land under AS 38 which is within five miles of the right-of-way of the highway.

(b) The prohibition on disposal of state land under (a) of this section does not apply to a disposal necessary for

(1) an oil and gas lease under AS 38.05.180;

(2) exploration, development, production, or transportation of oil and gas north of 68 degrees north latitude; or

(3) a state lease or materials sale for exploration, development, production, or transportation of oil and gas or reconstruction or maintenance of the highway north of 68 degrees north latitude.

(c) Before the sale of materials under (b)(3) of this section to a private entity or person or to a state agency the state shall give due consideration to the availability of materials from private sources in the area where the materials are needed. (§ 5 ch 177 SLA 1980; am § 1 ch 77 SLA 1985)

Revisor's notes. — By judgment dated March 19, 1981, in Alaska Legislative Council v. Hammond, case no. 4FA-80-1689, the superior court for the fourth judicial district upheld the validity of the enactment of ch. 177, SLA 1980. The attorney general's opinion cited in the legislative history note to this section in the main pamphlet should be disregarded.

Effect of amendments. — The 1985 amendment, effective June 3, 1985, retro-

active to October 5, 1980, added subsections (b) and (c).

Editor's notes. — Section 3, ch. 77, SLA 1985 makes the 1985 amendments to this section retroactive to October 5, 1980.

Legislative history reports. — For Senate letter of intent relating to (b)(3) of this section, see 1985 Senate Journal, page 264, which refers to identical language in an earlier version of the bill.

Sec. 19.40.210. Prohibition of off-road vehicles. Off-road vehicles are prohibited on land within five miles of the right-of-way of the highway. However, this prohibition does not apply to off-road vehicles necessary for oil and gas exploration, development, production, or transportation; or to a person who holds a mining claim in the vicinity of the highway and who must use land within five miles of the right-of-way of the highway to gain access to the mining claim. (§ 5 ch 177 or SLA 1980; am § 2 ch 77 SLA 1985)

Effect of amendments. — The 1985 amendment, effective June 3, 1985, retroactive to October 5, 1980, in the second sentence inserted "to off-road vehicles necessary for oil and gas exploration, development, production, or transporta-

tion or" and substituted "the" for "his" following "access to."

Editor's notes. — Section 3, ch. 77, SLA 1985 makes the 1985 amendments to this section retroactive to October 5, 1980.

Chapter 45. Miscellaneous Provisions.

Sec. 19.45.001. Definitions.

NOTES TO DECISIONS

Maintenance. — Maintenance as defined in paragraph (9) refers to some type of active work undertaken to preserve the utility facility. *Johnson v. State, Sup. Ct. Op. No. 2434 (File Nos. 4866, 4871, 4894), 636 P.2d 47 (1981).*

Applied in *Ault v. State, Sup. Ct. Op. No. 2878 (File Nos. 7820, 7889), 688 P.2d 951 (1984).*

Chapter 60. Ferry Terminal Facilities.

Section

70. Definitions

Sec. 19.60.070. Definitions. As used in this chapter

(1) "department" means the Department of Transportation and Public Facilities;

(2) "ferry" means a vessel used in the common carriage of passengers and self-propelled vehicles in intrastate commerce. (§ 2 ch 189 SLA 1959; am Executive Order No. 39, § 11 (1977))

Editor's notes. — This section is set out above to correct an error in the main pamphlet.

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Section
10. [Repealed]

Sec. 19.
Alaska m:

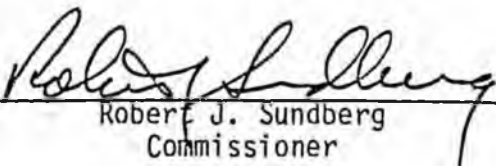
DEPARTMENT OF PUBLIC SAFETY

POSITION PAPER - HB 680

SUPPORT
April 6, 1986

House Bill No. 680 - "An Act relating to penalties for driving motor vehicles in the vicinity of the James Dalton Highway."

The Department of Public Safety supports HB 680., "An Act relating to penalties for driving motor vehicles in the vicinity of the James Dalton Highway."


Robert J. Sundberg
Commissioner

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date : _____

REQUEST

Bill/Resolution No. : HB 680
 Title : "An Act relating to penalties for driving motor vehicles in the vicinity of the James Dalton Highway."
 Sponsor : The Rules Committee
 Requestor : House Transportation
 Date of Request : _____

FISCAL DETAIL

Agency Affected : Public Safety
 BRU : Fish & Wildlife Protection

 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS :

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS : Attach a separate page if necessary

KW

Prepared by : Captain J. R. Nutgrass
 Division : Fish & Wildlife Protection

Phone : 269-5509
 Date : 4/8/86

Approved by Commissioner : [Signature]
 Agency : Public Safety

Date : 4/10/86

Distribution (by Agency preparing fiscal note) :

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

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ions for which the specific penalties are
given. Roberts v. State, Ct. App. Op. No.
775 (File No. A-342), P.2d (1985).

Sec. 28.40.100. **Definitions for title.** (a) Unless otherwise specifically defined or unless the context otherwise requires, in this title and regulations adopted under this title

(1) "cancel" means the annulment or termination by formal action of the department of a certification, registration, license, permit or privilege issued or allowed under this title or regulations adopted under this title, because of an error or defect in the document issued or the application for issuance or because the person holding the document is no longer entitled to it;

(2) "commissioner" means the commissioner of public safety;

(3) "department" means the Department of Public Safety;

(4) "driver" means a person who drives or is in actual physical control of a vehicle;

(5) "driver's license", or "license" when used in relation to driver licensing, means a license, permit or privilege, whether or not a person holds a valid license issued in this or another jurisdiction, to drive a motor vehicle under the laws of this state;

(6) "highway" means the entire width between the boundary lines of every way that is publicly maintained when a part of it is open to the public for purposes of vehicular travel, including but not limited to every street and the Alaska state marine highway system but not vehicular ways or areas;

(7) "motor vehicle" means a vehicle which is self-propelled except a vehicle moved by human or animal power;

(8) "motorcycle" means a vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground; the term does not include a tractor;

(9) "motor-driven cycle" means a motorcycle, motor scooter, motorized bicycle, or similar conveyance with a motor attached and having an engine with 50 or less cubic centimeters of displacement;

(10) *[Repealed, § 88 ch 74 SLA 1985, effective January 1, 1986.]*

(11) "official traffic-control device" means a sign, signal, marking, or other device not inconsistent with this title, placed or erected by authority of a state or municipal agency or official having jurisdiction, for the purpose of traffic regulating, warning and guiding;

(12) "owner" means a person, other than a lienholder, having the property in or title to a vehicle, including but not limited to a person entitled to the use and possession of a vehicle subject to a security interest in another person, but exclusive of a lessee under a lease not intended as security;

(13) "revoke" means the termination by formal action of the department or a court of a certification, registration, license, permit or privilege issued or allowed under this title or regulations adopted

under this title; the certification, registration, license, permit or privilege may not be reissued, renewed or restored during the time for which revoked; however, after that time, an application for a new certificate, registration, license, permit or privilege may be made;

(14) "roadway" means that portion of a highway designed or ordinarily used for vehicular travel, exclusive of the sidewalk, berm, or shoulder, even though the sidewalk, berm, or shoulder is used by persons riding bicycles or other human powered vehicles; and in the event that a highway includes two or more separate roadways, the term refers to each roadway separately but not to all such roadways collectively;

(15) "suspend" means the temporary withdrawal by formal action of the department or a court of a certificate, registration, license, permit or privilege issued or allowed under this title or regulations adopted under this title, effective for a period of time which must be specifically designated by the department or court;

(16) "traffic" means pedestrians, ridden or herded animals, vehicles and other conveyances either singly or together while using a highway or vehicular way or area which is open to public use for purposes of travel;

(17) "underinsured motor vehicle" means a motor vehicle licensed for highway use with respect to ownership, operation, maintenance, or use for which there is a bodily injury or property damage insurance policy or a bond applicable at the time of an accident and the amount of insurance or bond

(A) is less than the limit for uninsured and underinsured coverage of the insured's policy; or

(B) has been reduced by payments to persons other than an insured, injured in an accident, to less than the limit for uninsured and underinsured coverage of the insured's policy;

(18) "vehicle" means a device in, upon, or by which a person or property may be transported or drawn upon or immediately over a highway or vehicular way or area except devices used exclusively upon stationary rails or tracks; and

(19) "vehicular way or area" means a way, path or area, other than a highway or private property, which is designated by official traffic control devices or customary usage and which is open to the public for purposes of pedestrian or vehicular travel, and which way or area may be restricted in use to pedestrians, bicycles, or other specific types of vehicles as determined by the department or other agency having jurisdiction over the way, path or area.

(b) The commissioner shall adopt regulations to define other terms which are used in this title and in regulations adopted under this title. (§ 50-1-1 ACLA 1949; am § 3 ch 81 SLA 1973; am §§ 13, 14 ch 241 SLA 1976; am § 1 ch 135 SLA 1977; am § 14 ch 70 SLA 1984; am § 1 ch 13 SLA 1985; am § 88 ch 74 SLA 1985)

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Applied
Op. No. 45
(1985).

HB 679

The language in this bill is patterned after statutes enacted in Hawaii. The Department of Law believes that this bill is a reasonable response to the state's interest in ensuring maximum participation by Alaskans in the state's public works projects.

Under new AS 36.15.060, a bidder who designates the use of certain Alaska products is given a preference over bidders who do not intend to use Alaska products, through a percentage reduction in the amount of the bid. The percentage rates are set out in new AS 36.15.080, which also provides for classification of Alaska products. Penalties for subsequent failure to use the designated Alaska products are set out in new AS 36.15.070.

AS 37.05.230(1) is amended in sec. 4 of the bill to make clear that, in determining whether an Alaska bidder should be awarded a contract, the determining factor is the amount of the bid offered by the bidder, not the amount arrived at by calculation of the Alaska product preference under AS 36.15.060.

The bill has a number of very desirable results. First, and foremost, it will ensure, at reasonable cost, that jobs generated in connection with supplying materials for public works projects will be in Alaska. It will also encourage the growth of local industry. Consequently, I encourage passage of the bill.

Sincerely,

/s/

Bill Sheffield
Governor"


HB 680

HOUSE BILL NO. 680 by the Rules Committee by request of the Governor, entitled:

"An Act relating to penalties for driving motor vehicles in the vicinity of the James Dalton Highway."

was read the first time and referred to the Transportation and Judiciary Committees.

A zero fiscal note was attached.

The Governor's transmittal letter, dated February 19, 1986, appears below:

"Dear Representative Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill establishing penalties for violating the law that prohibits driving a motor

HB 680

vehicle within five miles of the right-of-way of the James Dalton Highway (the North Slope haul road). Under existing law, there are no penalties for violating the law. Because of what appears to be a technical omission, no indication is given as to whether the legislature wanted this crime to be a violation, a misdemeanor, or a felony.

Due to the fact that it may be difficult at times to prove a person's intent to violate this law, we are recommending that the crime be established as a strict-liability offense and be classified as a "violation" -- which is only punishable by a maximum fine of \$300. No jail time may be imposed. Under a strict-liability theory, the state need not prove the existence of a culpable mental state -- just that the prohibited act was committed. However, if it can be proved that a culpable mental state did exist at the time the crime was committed (i.e., committed with "criminal negligence" as defined under AS 11.81.900(a)(4)), we are recommending that this crime be established as a class B misdemeanor (punishable by up to 90 days in jail or up to a \$1,000 fine or both). Commission of this crime can cause significant environmental damage. Thus, violators should be punished accordingly.

The bill also broadens the prohibition to all motor vehicles (as defined under AS 28.40.100), as distinct from just off-road vehicles (which term is not defined in Title 19).

To aid in the enforcement of this law by law enforcement officials and the courts, I urge your prompt and favorable action on this measure.

Sincerely,

/s/

Bill Sheffield
Governor"

HE 681

HOUSE BILL NO. 681 by the Rules Committee by request of the Governor, entitled:

"An Act relating to unemployment insurance; and providing for an effective date."

was read the first time and referred to the Labor & Commerce, Judiciary and Finance Committees.

One fiscal note was attached and appears in House Supplement No. 87.

The Governor's transmittal letter, dated February 19, 1986, appears below:

HB 644

The Judiciary Committee has considered HOUSE BILL NO. 644 (relating to arrest by a surety and remission of bail) and reports it back as follows: M.M. Miller (Chairman), Gruenberg, Sund, Taylor and Phillips recommend do pass.

A zero fiscal note was attached.

HB 644 was referred to the Finance Committee.

HB 680 *file*

The Transportation Committee has considered HOUSE BILL NO. 680 (relating to penalties for driving motor vehicles in the vicinity of the James Dalton Highway), recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 680 (Transportation):

"An Act relating to driving motor vehicles in the vicinity of the James Dalton Highway."

and reports it back as follows: Cato (Chairman) recommends do pass; Marrou recommends do not pass and signed "prohibits hunting, fishing, development in ten-mile-wide corridor"; Pignalberi, Shultz and Furnace have no recommendation.

A zero fiscal note was attached.

HB 680 was referred to the Judiciary Committee.

HB 684

The Health, Education & Social Services Committee has considered HOUSE BILL NO. 684 (relating to school vehicle safety; effective date) and reports it back as follows: Koponen (Co-chair) recommends do pass; Taylor recommends do not pass; Thompson recommends do not pass and signed "needs more study"; Gruenberg (Co-chair) and Hanley have no recommendation.

HB 684 was referred to the Finance Committee.

HB 696

The Finance Committee has considered HOUSE BILL NO. 696 (relating to provision of and charges for state services; and accounting for and appropriation of receipts earned by state agencies; effective date), recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 696 (Finance):

CSSB 319(Fin)

The Health, Education & Social Services Committee has considered COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 319 (Finance) (creating the special education service agency; effective date), recommends it be replaced with HOUSE COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 319 (HESS) (same title) and reports it back as follows: Koponen and Gruenberg (Co-chairs), Hurley and Thompson recommend do pass; Taylor recommends do not pass; Hanley has no recommendation.

CSSB 319(Fin) was referred to the Finance Committee.

CSSB 423(SA)am

The State Affairs Committee has considered COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 423 (State Affairs) amended (creating a missing persons information clearinghouse) and reports it back as follows: Hurley (Chairman), Foucher, Navarre, Jenkins and Collins recommend do pass.

CSSB 423(SA)am was referred to the Judiciary Committee.

HB 99

The Finance Committee has considered HOUSE BILL NO. 99 (relating to public assistance employment programs), recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 99 (Finance) (same title) and reports it back as follows: Adams (Chairman), Szymanski, Duncan and Cotten recommend do pass; Ringstad, Larson, Frank, Uehling and Fourchot have no recommendation.

A zero fiscal note was attached.

HB 99 was referred to the Rules Committee for placement on the calendar.

HB 554

The Judiciary Committee has considered HOUSE BILL NO. 554 (relating to sentencing), recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 554 (Judiciary):

"An Act relating to sentencing and discretionary parole."

and reports it back as follows: M.M. Miller (Chairman), Clocksin and Sund recommend do pass; Taylor, Phillips and Gruenberg have no recommendation.

Three zero fiscal notes were attached. A fiscal note and two zero fiscal notes with analysis appear in House Journal Supplement No. 127.

HB 554 was referred to the Finance Committee.

HOUSE
COMMITTEE REPORT

(7)

Date referred: 2/17/86

FURTHER REFERRALS: JUDICIARY

DATE: 30 April 1986

The TRANSPORTATION Committee has considered HB 680

"An Act relating to penalties for driving motor vehicles in the vicinity of the James Dalton Highway."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with CS HB 680 (TRSP) same title
- new title

and recommends _____

further referral to the _____ Committee

- and attaches:
- letter of intent
 - first fiscal note
 - new fiscal note
 - zero fiscal note

SIGNING DO PASS:

Bette Oats

SIGNING OTHER RECOMMENDATIONS:

McGuillen no rec

Dick Shuttle No Rec

ACM MARROU Do Not Pass

PROHIBITS HUNTING, FISHING, DEVELOPMENT
IN TEN-MILE-WIDE CORRIDOR

Bette Oats
Chairman

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : HB 680
 Title : "An Act relating to penalties for driving motor vehicles in the vicinity of the James Dalton Highway."
 Sponsor : The Rules Committee
 Requestor : House Transportation
 Date of Request : _____

FISCAL DETAIL

Agency Affected : Public Safety
 BRU : Fish & Wildlife Protection

 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS :

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS : Attach a separate page if necessary

K. N. ...

Prepared by : Captain J. R. Nutgrass
 Division : Fish & Wildlife Protection

Phone : 269-5509
 Date : 4/8/86

Approved by Commissioner : [Signature]
 Agency : Public Safety

Date : 4/21/86

Distribution (by Agency preparing fiscal note) :

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