

HB

556

# SENATE FINANCE COMMITTEE REPORT

DATE: 4/25/90

DATE TURNED INTO OFFICE: 5/7/90

The Finance Committee considered

CSHB 556 (Finance)

"An Act relating to disaster emergencies and disaster and emergency relief and preparedness."

and recommended:

replace with S CS CSHB 556 (Finance)  
 or adopt \_\_\_\_\_ CS \_\_\_\_\_  
 attached amendment(s)  
 \_\_\_\_\_ letter of intent adopted

same title  
 new title  
 technical title change (HB only)

do pass

do not pass

no recommendation

individual recommendations

further referral to \_\_\_\_\_

ATTACHES NEW FISCAL NOTE(S):

Dept/Date:

fiscal note(s) \_\_\_\_\_

zero fiscal note(s) DMVA 3/13/90  
DCE 3A/90

appropriation-no fiscal note

APPROVES PREVIOUS:

Dept/Date:

fiscal note(s) \_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_

SIGNING DO PASS:

OTHER RECOMMENDATIONS:

No Rec  
 No Rec

1. No Rec

2.

Co-Chairs: Signatures and Recommendations

FISCAL NOTE

REQUEST:

Revision Date: \_\_\_\_\_  
Title: An Act relating to Disaster relief and preparedness  
Sponsor: Rep. Gruenberg  
Requestor: House HESS

Agency Affected: DMVA  
BRU: Disaster Planning and Control  
Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

This bill will have no fiscal impact on DMVA

Prepared by: Jeff Morrison, Director Phone: 465-4600  
Division: Administrative and Support Services Date: 3/13/90  
Approved by Commissioner John W. Schaeffer Date: 3/13/90  
Agency: Military and Veterans Affairs

Distribution (by preparer):

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

Changes in CSHB 556 (Fin)  
have no fiscal impact.  
This fiscal note is  
appropriate. 5/7/90

Adopted

## FISCAL NOTE

**REQUEST:**

Revision Date: \_\_\_\_\_  
Title: Disaster Relief and Preparedness

Agency Affected: Education  
BRU: Education Finance & Support Services

Sponsor: Gruenbera  
Requestor: Gruenbera

Components: \_\_\_\_\_

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

**FUNDING:** (Thousands of Dollars)

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

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Prepared by: Mary Hakala Phone: 465-2800  
Division: Commissioner's Office Date: 3/9/90

Approved by Commissioner: William G. Demmert Date: 3/9/90  
Agency: Education

Distribution (by preparer):  
Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)

Changes in CSB CSHB.556 (Fin) have no fiscal impact. This fiscal note is appropriate. 5/7/90

Adopted

Original sponsor(s): REP. GRUENBERG, Larson, Foster, Finkelstein

IN THE HOUSE

BY THE FINANCE COMMITTEE

SENATE CS FOR CS FOR HOUSE BILL NO. 556 (Finance)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SIXTEENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act relating to disaster emergencies and disaster and emergency relief and preparedness."

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

\* Section 1. AS 26.23.020(c) is repealed and reenacted to read:

(c) If the governor finds that a disaster has occurred or that a disaster is imminent or threatened, the governor shall, by proclamation, declare a condition of disaster emergency. The disaster emergency remains in effect until the governor finds that the danger has passed or the disaster has been dealt with so that the emergency no longer exists. The governor may terminate the disaster emergency by proclamation. A proclamation of disaster emergency may not remain in effect longer than 30 days unless extended by the legislature by a concurrent resolution. The proclamation must indicate the nature of the disaster, the area threatened or affected, and the conditions that have brought it about or that make possible the termination of the disaster emergency.

\* Sec. 2. AS 26.23 is amended by adding a new section to read:

Sec. 26.23.025. THE LEGISLATURE AND DISASTER EMERGENCIES. (a) The provisions of this section apply when the governor declares a condition of disaster emergency under AS 26.23.020(c) and in response to the disaster the governor proposes to expend

(1) more than \$1,000,000 of the assets of the disaster relief fund under AS 26.23.300(b);

(2) more than \$500,000 of the assets of the disaster relief

fund under AS 26.23.300(c); or

(3) an amount from the disaster relief fund that exceeds the unallocated balance of the fund.

(b) When the governor declares a condition of disaster emergency while the legislature is in session, concurrently with the issuance of the proclamation the governor shall prepare and deliver to the presiding officers of the legislature and to the persons who chair the finance committees in each house of the legislature

(1) a financing plan relating to the source or sources of money available from sources identified in AS 26.23.050(b) that the governor proposes to use to cope with the disaster; or

(2) a supplemental appropriation to provide money necessary to cope with the disaster.

(c) When the governor declares a condition of disaster emergency while the legislature is not in session, concurrently with the issuance of the disaster emergency proclamation the governor shall

(1) convene a special session of the legislature under this subsection within five days unless the presiding officers of both the house of representatives and the senate agree that a special session should not be convened and so advise the governor in writing; and

(2) prepare and deliver to the presiding officers of the legislature and to the persons who chair the finance committees in each house of the legislature

(A) a financing plan relating to the source or sources of money available from sources identified in AS 26.23.050(b) that the governor proposes to use to cope with the disaster; or

(B) a supplemental appropriation to provide money necessary to cope with the disaster.

(d) If the declaration of a disaster emergency occurs while the

legislature is in session, or if a special session is held, actions taken by the governor under this chapter that are not ratified by a concurrent resolution adopted during that session are void.

(e) If the legislature does not convene in special session under (c)(1) of this section, the governor may act under this chapter in a manner that is consistent with the financing plan submitted.

(f) The legislature, by concurrent resolution, may terminate a disaster emergency at any time.

\* Sec. 3. AS 26.23.040(a) is amended to read:

(a) The Alaska division of emergency services shall prepare and maintain a state emergency plan and keep it current. The plan may include provisions for

(1) prevention and minimization of injury and damage caused by disasters;

(2) prompt and effective response to disasters;

(3) emergency relief;

(4) identification of geographical areas, municipalities, cities or villages especially vulnerable to a disaster;

(5) recommendations for

(A) zoning, building, and other land use controls;

(B) [,] safety measures for securing mobile homes or other nonpermanent or semi-permanent structures; [,] and

(C) other preventive and preparedness measures designed to eliminate or reduce disasters or their impact;

(6) assistance to local officials in designing local emergency action plans;

(7) authorization and procedures for the construction of temporary works designed to protect against or mitigate danger, damage, or loss from a disaster;

(8) [PREPARATION AND DISTRIBUTION TO THE APPROPRIATE STATE AND LOCAL OFFICIALS OF CATALOGS OR EXTRACTS LISTING FEDERAL, STATE, AND PRIVATE ASSISTANCE PROGRAMS;

(9)] organization of manpower and chains of command;

(9) [(10)] coordination of federal, state, and local disaster activities;

(10) [(11)] coordination of the state emergency plan with the disaster plan federal government; and

(11) [(12)] other matters necessary to carry out the purposes of this chapter.

\* Sec. 4. AS 26.23.040(e) is amended to read:

(e) The Alaska division of emergency services shall

(1) determine requirements of the state and its political subdivisions for food, clothing, and other necessities in the event of a disaster emergency;

(2) procure and pre-position supplies, medicines, materials, and equipment;

(3) adopt standards and requirements for local and interjurisdictional disaster plans;

(4) periodically review local and interjurisdictional disaster plans;

(5) [PROVIDE FOR MOBILE SUPPORT UNITS;

(6)] establish and operate, or assist political subdivisions, their disaster agencies, and interjurisdictional disaster agencies to establish and operate, training [AND PUBLIC INFORMATION] programs;

(6) [(7)] MAKE SURVEYS OF INDUSTRIES, RESOURCES, AND FACILITIES IN THE STATE, BOTH PUBLIC AND PRIVATE, AS ARE NECESSARY TO CARRY OUT THE PURPOSES OF THIS CHAPTER;

(8)] plan and make arrangements for the availability and use of any private facilities, services, and property and, if necessary and if in fact used, provide for payment for use under terms and conditions agreed upon by the parties;

(7) [(9)] establish a register of persons with types of training and skills important in disaster prevention, preparedness, response, and recovery;

(8) [(10)] ESTABLISH A REGISTER OF MOBILE AND CONSTRUCTION EQUIPMENT AND TEMPORARY HOUSING AVAILABLE FOR USE IN A DISASTER EMERGENCY;

(11)] prepare, for issuance by the governor, orders, proclamations, and regulations as necessary or appropriate in coping with disasters;

(9) [(12)] cooperate with the federal government and any public or private agency or entity in achieving any purpose of this chapter and in implementing programs for disaster prevention, preparedness, response and recovery;

(10) [(13)] develop and carry out procedures and policies to effectively employ disaster relief funds made available by the governor's authority or by special legislative action; these procedures shall include application and documentation by disaster victims or applicants, review, verification and finding approval, and processing of appeals;

(11) [(14)] do other things necessary or proper for the implementation of this chapter.

\* Sec. 5. AS 26.23.050(b) is amended to read:

(b) Whenever, and to the extent that, money is needed to cope with a disaster, the first recourse shall be to money [FUNDS] regularly appropriated to state and local agencies. The second recourse

shall be to money [FUNDS] available in the disaster relief fund or the oil and hazardous substance release response fund, as appropriate. If money available from these sources is insufficient, and if the governor finds that other sources of money to cope with the disaster are not available or are insufficient, the governor may, notwithstanding the limitations [ANY LIMITATION] imposed by AS 37.07.080(e),

(1) transfer and spend money appropriated for other purposes; or

(2) [, IN SITUATIONS INVOLVING NATURAL DISASTERS,] borrow money [FROM THE UNITED STATES GOVERNMENT OR OTHER PUBLIC OR PRIVATE SOURCES] for a term not to exceed two years.

\* Sec. 6. AS 26.23.060(a) is amended to read:

(a) Each political subdivision in the state is within the jurisdiction of, and shall be served by, the Alaska division of emergency services. A [AN INCORPORATED] municipality also may be served by a local or interjurisdictional agency responsible for disaster preparedness and coordination of response.

\* Sec. 7. AS 26.23.060(c) is amended to read:

(c) Each political subdivision that does not have a disaster agency and has not made arrangements to secure or participate in the services of a disaster agency shall designate a liaison officer to facilitate the cooperation and protection of that political subdivision [CITY] in the work of disaster prevention, preparedness, response, and recovery.

\* Sec. 8. AS 26.23.080 is amended to read:

Sec. 26.23.080. [COMMUNITY] DISASTER LOANS. Whenever, at the request of the governor, the President has declared a major disaster to exist in this state, the governor may

(1) upon the governor's determination that a political

subdivision [LOCAL GOVERNMENT] of the state will suffer a substantial loss of tax and other revenue from the disaster and has demonstrated a need for financial assistance to perform its governmental functions, apply to the federal government, on behalf of the political subdivision [LOCAL GOVERNMENT], for a loan; the governor may receive and disburse the proceeds of any approved loan to any applicant political subdivision [LOCAL GOVERNMENT];

(2) determine the amount needed by any applicant political subdivision [LOCAL GOVERNMENT] to restore or resume its governmental functions, and to certify the amount to the federal government; [HOWEVER, AN APPLICATION AMOUNT MAY NOT EXCEED 25 PER CENT OF THE ANNUAL OPERATING BUDGET OF THE APPLICANT FOR THE FISCAL YEAR IN WHICH THE MAJOR DISASTER OCCURRED;]

(3) recommend to the federal government, based upon review by the governor, the cancellation of all or any part of repayment when, for the first three full fiscal years following the major disaster, the revenue of the political subdivision [LOCAL GOVERNMENT] is insufficient to meet its operating expenses, including additional disaster-related expenses of a municipal operation character.

\* Sec. 9. AS 26.23.090(b) is amended to read:

(b) The governor is authorized to make financial grants [, THE TOTAL OF FEDERAL AND STATE SHARES NOT TO EXCEED \$5,000,] to an individual or family [IN ANY SINGLE MAJOR DISASTER DECLARED BY THE PRESIDENT,] to meet disaster-related necessary expenses or serious needs of individuals or families adversely affected by the [A MAJOR] disaster that cannot otherwise adequately be met from other means of assistance. The governor may make a grant to an individual and family under this subsection as follows:

(1) when the President declares a major disaster, the

governor may make a grant of an amount whose total of federal and state shares does not exceed the maximum amount authorized by 42 U.S.C. 5178(f) for grants payable to individuals and families;

(2) when the President does not declare a major disaster but the governor declares a disaster emergency, the governor may make a grant of an amount not to exceed \$5,000.

\* Sec. 10. AS 26.23.110(a) is amended to read:

(a) When the governor has declared a disaster emergency, or the President, at the request of the governor, has declared a major disaster or emergency to exist in this state, the governor may

(1) through the use of state agencies, clear from publicly or privately owned land or water, debris and wreckage that may threaten public health, safety, or property;

(2) apply for and accept funds from the federal government and use those funds to make grants to a political subdivision [ANY LOCAL GOVERNMENT] for the purpose of removing debris or wreckage from publicly or privately owned land or water.

\* Sec. 11. AS 26.23.110(b) is amended to read:

(b) Authority under (a)(1) of this section may not be exercised unless the affected political subdivision [LOCAL GOVERNMENT], corporation, organization, or individual unconditionally authorizes the removal of the debris or wreckage from public and private property and, in the case of removal of debris or wreckage from private property, first agrees to indemnify the state government against claims arising from the removal.

\* Sec. 12. AS 26.23.210 is amended to read:

Sec. 26.23.210. RELATIONSHIP TO CIVIL DEFENSE LAWS [STATUTE].

(a) AS 26.20 (civil defense) [THE ALASKA CIVIL DEFENSE STATUTE (AS 26.20),] applies to preparedness, response, and recovery from

disasters caused by enemy attack and other hostile military or paramilitary action.

(b) The provisions of this chapter, other than AS 26.23.130, apply to preparedness, response, and recovery in cases of natural and [NONMILITARY] manmade disasters other than disasters listed in (a) of this section.

\* Sec. 13. AS 26.23.230(1) is amended to read:

(1) "disaster" means the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from a [ANY] natural or [NONMILITARY] man-made cause, including

(A) [, BUT NOT LIMITED TO,] fire, flood, earthquake, landslide, mudslide, avalanche, wind-driven water, weather condition, tsunami, volcanic activity, epidemic, air contamination, blight, infestation, explosion, riot, [EQUIPMENT FAILURE;] or shortage of food, water, fuel, or clothing;

(B) [, OR] the release of oil or a hazardous substance, if the release requires [REQUIRING] prompt action to avert environmental danger or damage; and

(C) equipment failure, if the failure is not a predictably frequent or recurring event or preventable by adequate equipment maintenance or operation;

\* Sec. 14. AS 26.23.230(3) is amended to read:

(3) "emergency" has the meaning given in 42 U.S.C. 5122 [Disaster Relief and Emergency Act [OF 1974)];

\* Sec. 15. AS 26.23.230(5) is amended to read:

(5) "political subdivision" means

(A) a [HOME RULE OR GENERAL LAW BOROUGH OR CITY INCLUDING A UNIFIED] municipality;

(B) [,] an unincorporated village; [,] or  
(C) another [OTHER] unit of local government;

\* Sec. 16. AS 25.23.230(6) is amended to read:

(6) "temporary housing" has the meaning given in the federal Disaster Relief and Emergency Act [OF 1974 (P.L. 93-288, 88 STAT. 143)];

\* Sec. 17. AS 26.23 is amended by adding new sections to read:

ARTICLE 2. DISASTER RELIEF FUND.

Sec. 26.23.300. DISASTER RELIEF FUND. (a) There is in the Office of the Governor a disaster relief fund. The Department of Revenue is custodian of the fund.

(b) Subject to the restrictions of (d) of this section, the governor may, without additional legislative authorization expend not more than \$1,000,000 of the assets of the disaster relief fund for the following purposes:

(1) to implement provisions of law relating to disaster relief in the case of a disaster;

(2) to alleviate the effects of a disaster by making grants or loans to persons or political subdivisions on terms the governor considers appropriate or by other means the governor considers appropriate.

(c) Subject to the restrictions of (d) of this section, the governor may, without additional legislative authorization, expend during a fiscal year not more than \$500,000 of the assets of the disaster relief fund to prevent or minimize the effects of an event that occurs in the state and that, in the determination of the governor, poses a direct and imminent threat of a disaster of sufficient magnitude and severity to justify state action.

(d) The governor shall present to the legislature an annual

accounting of money expended from the disaster relief fund.

(e) The governor shall adopt regulations to carry out the provisions of this section.

ARTICLE 3. FUEL EMERGENCY.

Sec. 26.23.400. FUEL EMERGENCY FUND. There is established in the Office of the Governor the fuel emergency fund. When the governor determines that a shortage of fuel is sufficiently severe to justify state assistance, the governor may make a grant from the fuel emergency fund to a political subdivision to purchase emergency supplies of fuel.

\* Sec. 18. AS 26.23.090(c), AS 44.19.048, 44.19.049, 44.19.050, and 44.19.052 are repealed.


STATE OF ALASKA  
THE LEGISLATURE

POUCH Y STATE CAPITOL  
JUNEAU ALASKA 99811  
907 465 1800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

April 12, 1990

SUBJECT: CSHB 556 (Finance) -- sectional analysis  
TO: Representative Max F. Gruenberg, Jr.  
FROM: Jack Chenoweth  
Legislative Counsel 

The following summarizes the principal provisions of CSHB 556 (Finance) amending the Alaska Disaster Act, AS 26.-23, and repealing related provisions.

This bill revises the Alaska Disaster Act in order to put the statutory authority for state planning, response, and assistance in the event of a disaster emergency on a sound basis. After giving attention to the respective roles of the governor and the legislature in responding to a disaster emergency declaration, the balance of the bill revises and updates key provisions applicable to the state's preparedness and response mechanisms.

\* \* \*

The relationship between the executive branch and the legislative branch in responding to disasters is addressed in the bill's first two sections.

Bill section 1 defines the essential elements of the governor's role in declaring a disaster emergency and initiating the response of the state government's executive branch. After removing from this subsection all references to the legislature's role in responding to a disaster emergency and establishing those in a separate section (AS 26.23.025, added in the next following bill section), the section revises the section stylistically, shifting the description of the governor's responsibilities from the passive to the active voice. Significant substantive changes are not otherwise made.

Bill section 2 describes the legislature's role in formulating a disaster emergency response:

-- Subsection (a) should be read in conjunction with AS 26.23.300, set out later in the measure as part of bill section 17. It limits the operation of the section on legislative involvement to those instances in which the governor proposes to spend (1) more than \$1,000,000 from the disaster relief fund as grants and loans to alleviate the effects of a disaster; (2) more than \$500,000 from the fund if "an event . . . occurs in the state . . . that, in the determination of the governor, poses a direct and imminent threat of a disaster of sufficient magnitude and severity to justify state action" (see page 10, lines 13 - 16); or (3) an amount from the fund that exceeds the fund's unallocated balance.

-- Subsection (b) directs that, if the disaster emergency is declared while the legislature is in session, the governor is to submit a financing plan identifying sources of appropriated money that the governor intends to use to respond to the disaster or a supplemental appropriation.

-- Subsection (c) directs that, if the disaster emergency is declared while the legislature is not in session, the governor is to call for a legislative special session and submit the same documents; if within five days of the governor's call the presiding officers determine that a special session should not be convened, the governor is not to convene one.

-- Subsection (d) provides that actions of the governor in response to a disaster emergency not approved by concurrent resolution of the legislature at a regular or special session are void.

-- Subsection (e) authorizes the governor to proceed under his proposed financing plan if the legislature, not in session, does not convene in a special session.

-- Following current law (AS 26.23.020), subsection (f) allows the legislature to terminate a disaster emergency at any time by concurrent resolution.

\* \* \*

The remainder of the bill makes a series of technical and substantive changes whose inclusion had been suggested by the division of emergency services, drafting corrections, and substantive changes intended to better define the rela-

relationship of the Alaska Disaster Act to available federal assistance and to other related state laws.

Bill section 3 deletes a requirement that the annual plan prepared by the division of emergency services include a provision listing catalogs and extracts of current disaster assistance programs.

Bill section 4 deletes from the list of the division's duties (1) providing mobile support units; (2) making surveys necessary to carry out the purposes of the Alaska Disaster Act, and (3) establishing equipment and housing registers.

Bill section 5 removes certain unnecessary limitations relating to the governor's authority to borrow when necessary to cope with a disaster, and makes technical language corrections.

Bill section 6 makes a technical correction in a reference to the term "municipality."

In bill section 7, and in several others that follow, the term "political subdivision" is substituted in order to make uniform the reference as to entities who are eligible to seek necessary financial assistance from the state and federal governments under the Alaska Disaster Act.

Bill section 8 deletes an unnecessary reference to "community" in the section caption and eliminates a provision that limits a political subdivision from applying for disaster assistance in an amount that would exceed 25 percent of the subdivision's annual operating budget for the fiscal year in which application is made.

The change made by bill section 9 revises and extends the limitation on grants awardable to families, to conform to the limitations of current federal law (i.e. \$10,000 plus a cost-of-living adjustment).

Bill sections 10 and 11 substitute the term "political subdivision" for various other terms in order to provide uniformity of reference as to entities eligible to seek necessary financial assistance from the state and federal governments under the Alaska Disaster Act.

Bill section 12 revises AS 26.23.210 in a way intended to clarify the relationship between assistance available under

AS 26.23 (the Alaska Disaster Act) and disaster assistance provided under the state's civil defense provisions (AS 26.-20) in the event of disaster arising from military or paramilitary action.

The substantive change to the definition of "disaster" by bill section 13 at page 9, line 3 is made to align the definition to the change made in bill section 12. The substitution made at page 9, lines 8 and 9 is intended to clarify state response under the Alaska Disaster Act as it may be applicable to an oil or hazardous substance discharge that poses the threat of environmental danger or damage. The remaining change is stylistic.

The amendments made in bill sections 14 and 16 revise references to the principal source of federal disaster assistance.

Bill section 15 modifies the definition of "political subdivision" in light of the definition of "municipality" provided in AS 01.10.060 and makes stylistic changes.

Bill section 17 brings forward from AS 44.19.048 and 44.19.-052 the existing statutory provisions establishing the Disaster Relief Fund and the Fuel Emergency Fund. The limitations applicable to uses of these funds are brought forward without significant substantive change. However, outdated references to assistance available to the disaster of August, 1967 (the Fairbanks flood) and certain related deadlines are not brought forward. An addition to substantive law appears in proposed AS 26.23.300(e) (page 10, lines 19 and 20) in which the governor is directed to prepare and adopt regulations applicable to the fund and its use, and especially as to its use for grants and loans (page 10, lines 6 - 9).

The repealed provisions identified in bill section 18

(1) delete current AS 44.19.048 establishing the Disaster Relief Fund (transferred by bill section 17 to AS 26.23.300) and current AS 44.19.052 establishing the Fuel Emergency Fund (transferred by bill section 17 to AS 26.23.-400);

(2) eliminate AS 44.19.050 as unnecessary a definition of the term "disaster" applicable to AS 44.19.048 and AS 44.-19.049;

Representative Max F. Gruenberg, Jr.  
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(3) eliminate AS 44.19.049, a dated and obsolete section authorizing state assistance in response to natural disasters that is tied to and dependent on federal sources (i.e. urban renewal assistance provisions of Title I of the Housing Act of 1949) that no longer exist; and

(4) eliminate AS 26.23.090(c), a dated definition of a crime involving willful misstatement in an application for financial assistance submitted under AS 26.23; the same act is covered by the elements of the crime of "unsworn falsification" under AS 11.56.210.

JBC:pl  
WKP4/057