

HB4008

HOUSE COMMITTEE REPORT

(11)

Date Referred: April 24, 1992

FURTHER REFERRALS:

Date of Committee Action: 5/4/92

The FINANCE Committee considered:

HB 408

HOUSE BILL NO. 408

GRANTS FOR LOCAL EMERGENCY PLANNING

"An Act authorizing the Alaska Department of Environmental Conservation to award grants for local emergency planning committees; and providing for an effective date."

RECOMMENDATIONS:

be replaced with CS HB 408 (CRA) the same title a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the _____ Committee

ADOPTS: _____ letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept)

APPROVES PREVIOUS: (Dept/Date)

fiscal impact _____

fiscal note(s) _____

zero fiscal note _____

zero fiscal note(s) DEC 1/16/92
DOA 1/16/92

SIGNING DC PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<i>EP Machean</i>	<input checked="" type="checkbox"/>	<i>20,000 EC zero.</i>		<input checked="" type="checkbox"/>	
<i>Yvonne Savane</i>	<input checked="" type="checkbox"/>	<i>Bert...</i>		<input checked="" type="checkbox"/>	
<i>Mark Boyer</i>	<input checked="" type="checkbox"/>	<i>Donald J....</i>		<input checked="" type="checkbox"/>	
<i>Kay Brown</i>	<input checked="" type="checkbox"/>				
<i>Alexander</i>	<input checked="" type="checkbox"/>				
<i>William</i>	<input checked="" type="checkbox"/>				

Yvonne Savane EP Machean
CHAIRMAN'S SIGNATURE

CS FOR HOUSE BILL NO. 408 (CRA)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Offered: 4/10/92

Referred: Resources, Finance

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to grants for local emergency planning committees and emergency
2 response organizations; and providing for an effective date."

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

4 * Section 1. AS 26.23.040(e) is amended by adding a new paragraph to read:

5 (12) to the extent that money is available from an appropriation for the purposes
6 of this paragraph, award grants for training local emergency planning committees and the
7 emergency response organizations created to execute the plans developed by the committees
8 under AS 46.13.080 and 46.13.090.

9 * Sec. 2. AS 46.03.020 is amended by adding a new paragraph to read:

10 (14) award grants for the purposes of forming or operating local emergency
11 planning committees under AS 46.13.070.

12 * Sec. 3. This Act takes effect immediately under AS 01.10.070(c).

FISCAL NOTE

No. 1

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Bill Version: HB 408

(H) Publish Date: 1/16/92

Revision Date: _____ Department Affected: Administration

Title: "An Act Authorizing the AK. DEC to BRU: Finance

award grants for local emergency planning... Component: Finance

Sponsor: Rules Committee

Requestor: _____ COMPONENT SERIAL NO.

59			
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE:	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 FUND SOURCE:	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

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary.)

Prepared By: Don Wanie *DW 12/16* Phone: 465-2240

Division: Finance Date: 12/16/91

Approved by Commissioner: Nancy Bear Usera *NBU*

Agency: Administration Date: 12/18/91

FISCAL NOTE

No. 2

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Bill Version: HB 408

(H) Publish Date: 1/16/92

Revision Date: _____

Department Affected: Environmental Conservation

Title: Authorizing DEC to award grants for LEPC; efd

BRU: Spill Prevention & Response

Sponsor: Governor

Component: Spill Prevention, Planning

Requestor: Governor

and Management

COMPONENT SERIAL NO.

1	4	3	0
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL						
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REVENUE						
FUND SOURCE:						

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER FUND SOURCE:						
TOTAL	0	0	0	0	0	0

POSITIONS:

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

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary.)

DEC has received funds for the past two fiscal years, and is requesting funding for FY 93, to use for LEPC formation and operation. This legislation would allow the Department to enter into grant agreements for this purpose.

Prepared By: Janice Adair Phone: 455-5050

Division: Commissioner's Office Date: December 12, 1991

Approved by Commissioner: Janice Adair for John Sender

Agency: Department of Environmental Conservation Date: December 12, 1991

Distribution (by preparer): Leg. Fin., Legislative Sponsor, Requestor, OMB/DBR, Gov. Legis. Ofc., & Impacted Agency(ies).

Rev 10/7/91

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COMMITTEE COPY

DEPT. OF ENVIRONMENTAL CONSERVATION

OFFICE OF THE COMMISSIONER
410 WILLOUGHBY AVENUE, SUITE 105
JUNEAU, AK 99801-1795

Phone: (907) 465-5000
Fax: (907) 465-5070

January 28, 1992

The Honorable Jerry Mackie
Chairman
House Community and Regional
Affairs Committee
P.O. Box V
Juneau, AK 99811

Dear Representative Mackie:

HB 408 was recently referred to your committee after introduction by the Governor. This bill clarifies the statutory powers of the Department of Environmental Conservation by adding language that DEC may award grants for the purposes of forming or operating a Local Emergency Planning Committee (LEPC) under AS 46.13.070.

In 1990, the Alaska Legislature created within the Department of Environmental Conservation the State Emergency Response Commission (SERC) pursuant to federal laws adopted in 1986. Under that federal law, as well as state law, a SERC is to appoint an LEPC for the various regions of the state. LEPCs are responsible for preparing emergency plans for communities to respond to the release of hazardous substances. A listing of the LEPCs which have been approved by the SERC is enclosed for your information.

DEC receives money in its budget each year for the purposes of assisting in the formation and operation of LEPCs. We learned this summer that DEC in fact has no granting authority and thus may not issue a grant to an organization wishing to form an LEPC. After an LEPC is formed, it is an entity of the state and DEC may then transfer money to them. HB 408 is designed to assist in the formation of LEPCs by making it clear that DEC can in fact issue such grants.

LEPCs are an essential part of the State of Alaska's readiness to prevent catastrophic hazardous substance releases, and respond to such releases when they do occur. The Department of Environmental Conservation respectfully requests that you

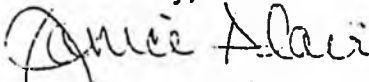
The Honorable Jerry Mackie

-2-

January 28, 1992

schedule this bill at your earliest convenience. Please contact Janice Adair at 465-5050 if you need further information. We look forward to your favorable action.

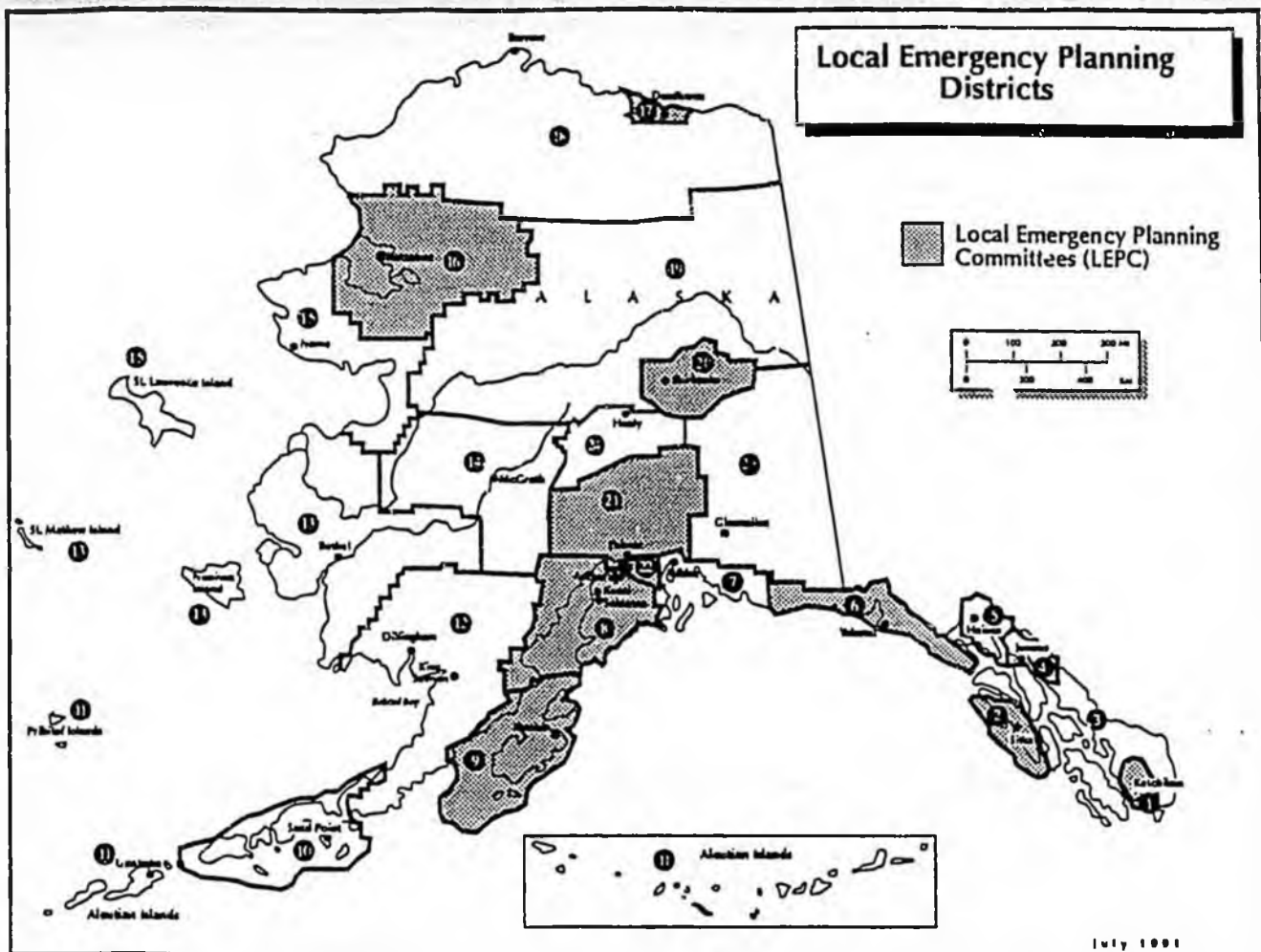
Sincerely,


John A. Sandor
Commissioner

JA/vr (CO-comm\mackie.408)

Enclosures: List of LEPCs approved by SERC

cc: Paul Fuhs, Office of the Governor
Beth Kertula, Assistant Attorney General



Map Key	Local Emergency Planning District (LEPD)	Principal City	LEPC appointed by SERC
1	KETCHIKAN GATEWAY BOROUGH*	Ketchikan	April 4, 1991
2	CITY & BOROUGH OF SITKA*	Sitka	May 14, 1990
3	Southeast	Juneau	
4	City and Borough of Juneau	Juneau	
5	Lynn Canal	Haines	
6	CITY OF YAKUTAT*	Yakutat	September 18, 1989
7	Prince William Sound	Valdez	
8	KENAI PENINSULA BOROUGH*	Soldotna	June 9, 1989
9	KODIAK ISLAND BOROUGH*	Kodiak	June 9, 1989
10	Aleutian East Borough	Sand Point	
11	Aleutian Islands	Unalaska	
12	Bristol Bay	Dillingham	
13	Yukon Delta	Bethel	
14	Southwestern Interior	McGrath	
15	Northwestern	Noxon	
16	NORTHWEST ARCTIC BOROUGH*	Kotzebue	June 14, 1991
17	PRUDHOE BAY*	NA	June 14, 1991
18	North Slope Borough	Barrow	
19	Interior Alaska	Fairbanks	
20	FAIRBANKS NORTHSTAR BOROUGH*	Fairbanks	June 9, 1989
21	MATANUSKA-SUSITNA BOROUGH*	Palmer	June 14, 1991
22	MUNICIPALITY OF ANCHORAGE*	Anchorage	June 14, 1991
23	Southeastern Interior	Glennallen	
24	Denali Borough	Healy	

**KETCHIKAN
GATEWAY
BOROUGH**

OFFICE OF THE MAYOR

Ralph M. Bartholomew
344 Front Street
Ketchikan, AK 99901-6494
Phone 228-6605 Fax 225-7282

March 31, 1992

**The Honorable Jerry Mackie
House of Representatives
P.O. Box V
Juneau, AK 99801**

HB 408, GRANTS FOR LOCAL EMERGENCY PLANNING COMMITTEES

The Ketchikan Gateway Borough Assembly voted to support HB 408 on March 16, 1992. The community has an active Local Emergency Planning Committee which has been working on tasks related to hazardous substance emergency planning and preparedness, community right-to-know reporting, toxic chemical release reporting, management of hazardous substances and related planning efforts.

This bill authorizes the Department of Conservation to award grants for the purpose of forming or operating local emergency response committees under AS 46.13.070.



**Ralph M. Bartholomew
Mayor**

WALTER J. HICKEL
GOVERNOR

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

January 16, 1992

*The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182*

Dear Speaker Grussendorf:

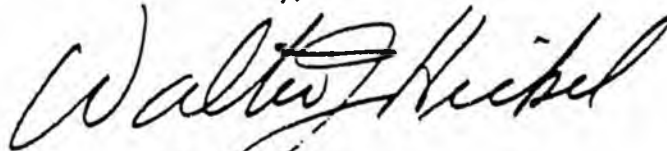
Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill authorizing the Department of Environmental Conservation (DEC) to award grants for the purposes of forming or operating local emergency planning committees (LEPCs) under AS 46.13.070.

Under AS 46.13.040(5), the Alaska State Emergency Response Commission in DEC is required to establish, supervise, and coordinate LEPCs for emergency planning districts across the state. LEPCs play a vital role in developing community awareness, training of community resources, and planning for hazardous substances emergencies in their areas.

This bill amends AS 46.03.020 to give DEC the authority to award grants so that LEPCs may be formed or operated.

I urge your prompt consideration and passage of this bill.

Sincerely,



Walter J. Hickel
Governor