

HB

140

STATE OF ALASKA

ALASKA PUBLIC UTILITIES COMMISSION DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

February 22, 1991

WALTER J. HICKEL, GOVERNOR

1016 WEST 6TH AVENUE
SUITE 400
ANCHORAGE, ALASKA 99501
PHONE: (907) 276-6222

Representative David Finkelstein
P. O. Box V
Juneau, Alaska 99811
VIA FAX: 465-2444

FEB 25 1991

Dear Representative Finklestein:

As an individual Commissioner on the Alaska Public Utilities Commission, I would like to offer the following comments on HB 140, "An Act relating to rate review by the Alaska Public Utilities Commission for *solid waste recovery* and *recycling services* of public utilities."

I offer the following rewrite to incorporate some of my individual concerns:

AS 42.05.431 is amended by adding new subsections to read:

(f) The commission shall permit reasonable capital and operating costs and the associated revenues of providing solid waste recovery and recycling services in the establishment of rates of a utility furnishing collection and disposal of waste material service.

(g) The commission shall promote solid waste recovery and recycling services in the establishment of rates under this chapter.

The change to add "and the associated revenues" gives the commission explicit authority to include revenues from these services in the development of rates. It also adds the phrase "the establishment of rates" which more closely parallels other statutory references to ratemaking.

If your goal is to insure the promotion of recycling, I would discourage a change from "shall permit" to "may permit" in the operative language. This change would provide future commissions the discretion to ignore recycling costs in the establishment of rates. Though I expect the current commission would permit reasonable costs to be included in rates under the "may permit" language, I do not know how enthusiastic future commissions may be about including recycling costs in the rates.

Under the "may permit" language, the commission would still have the "reasonable" standard under which they would review any capital and operating costs. A firm cannot simply go purchase plant, incur expenses and expect to be able to raise rates to cover themselves. Though the commission has not yet heard a rate case directly involving recycling, the commission has a track record of reviewing the facts of individual cases and disallowing portions of plant investment that are not reasonable. Examples typically

Representative Finkelstein

February 22, 1991

include telephone and electric utilities which purchase more capacity than needed. Utilities cannot recover unreasonable costs from the ratepayers. The utilities have the burden of proof to demonstrate to the commission that the costs they incurred were just and reasonable.

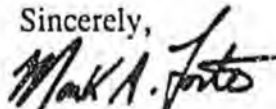
I do not believe the fears of rate escalation due to the start-up of curbside recycling programs are well founded. One, the commission will not allow unreasonable expenditures to be included in rates. Two, the commission is quite concerned about rate shock to ratepayers and will spread any significant justified increases over an appropriate transition period. Three, the economics of recycling programs are largely driven by the tipping fee of the landfill. A level comparison between recycling and landfilling suggests that to the extent that the total net cost to recycle is less than the tipping fee, there is a savings. With tipping fees of \$100/ton and above and escalating, particularly in communities in Southeastern Alaska, there is a significant potential for consumers to see long term savings in their bills for waste disposal through the implementation of recycling programs. To the extent the costs of recycling are reasonable when compared to a tipping fee, the commission would be able to include those costs and their associated revenues in the rate.

The hypotheticals which were cited at the teleconference Thursday appeared to ignore the tipping fee and focused on what would happen to rates if the revenue from the sale of a recycled good did not cover the costs of collection. A level comparison would require the commission to go a step further and review whether or not the net cost of the recycling program was reasonable when compared to the costs of landfill disposal.

Finally, I would encourage you to add an additional subsection (g) which gives the commission a tool to promote recycling in the design of rates. A similar provision for the promotion of energy conservation exists as AS 42.05.141(c). I expect that the provision promoting recycling in rate design will be an effective way to help encourage recycling efforts, especially during the critical start-up phase of new adventures (see attachment A: excerpt from "On the Road to Recovery: Seattle's Integrated Solid Waste Management Plan").

If I can be of any assistance, please call me at 276-6222.

Sincerely,



Mark A. Foster,
Commissioner

Attachments

Survey by Anchorage Recycling Center-Sent to Anchorage
Refuse customers in April 1990:

1. Do you consider a solid waste recycling program a community priority?

YES: 3162/3514 90% NO: 367/3514 10%

2. Do you currently recycle?

YES: 2701/3514 77% NO: 812/3514 23%

3. Would you be willing to separate your recyclables if pick-up occurred at your home?

YES: 3307/3514 94% NO: 207/3514 6%

4. The value of recyclables will not support curbside pick-ups. Will you be willing to pay more than your current refuse bill for curbside pick-up of recyclables?

YES: 1994/3514 57% NO: 1520/3514 43%

5. If yes, how much more?

\$5.00: 1617/3514 46% \$10.00: 291/3514 8%

\$15.00: 75/3514 2% N/A: 1532/3514 44%

6. Should recycling be subsidized by:

Grants: 969/3514 28% Taxes: 673/3514 19%

User: 967/3514 27% None:1018/3514 29%

N/A: 545/3514 16%

7. What prevents you from recycling more?

Does not pay:	437/3514	13%
Not sure where to take it:	1095/3514	31%
Inconvenient	1894/3514	54%
Not interested	44/3514	1%
N/A	702/3514	20%

8. Do you believe garbage pick-up should be mandatory in Anchorage?

Yes: 1901/3514 54% NO: 1611/3514 46%

9. Business using cardboard: Will you put cardboard in a separate dumpster if you receive a 10% rebate on disposal pick-up?

YES: 1139/3514 32% NO: 2313/3514 66%

CERTIFIED REFUSE AND GARBAGE UTILITIES IN ALASKA

Anchorage Refuse, Inc.-Anchorage

Andersen, Incorporated-Nome

Channel Sanitation Corporation-Juneau

Drake's Sanitation, Inc.-Fairbanks

Eagle River Refuse, Inc.-Eagle River

Far North Sanitation Service, Inc.-Fairbanks

Interior Services-Fairbanks

Peninsula Sanitation Company, Inc.-Girdwood, Kenai, Soldotna

Tongass Sanitation-Ketchikan

Wasilla Refuse, Inc.-Wasilla

Williwaw Services, Inc.-Unalaska



Box 2876
Soldotna, Alaska 99669

League of Women Voters of Alaska

WHEREAS, the League of Women Voters of Alaska (LWVAK) and the League of Women Voters of the United States (LWVUS) have a long-standing commitment to support pollution prevention policies which reduce the generation and promote the reuse and recycling of solid and hazardous wastes, and to support planning and decision-making processes that recognize suitable solid and hazardous wastes as potential resources, and

WHEREAS, Alaska Statute 46.06.021 states:

In order to minimize present and future threats to human health and the environment in the state, the Alaska Department of Environmental Conservation (DEC) shall promote the following solid and hazardous waste management practices in the following order of priority:

- (1) waste source reduction;
- (2) recycling of waste;
- (3) waste treatment; and
- (4) waste disposal; and

WHEREAS, state resources devoted to pollution prevention are highly inadequate:

THEREFORE BE IT RESOLVED, that LWVAK will promote education and action to raise awareness of the importance of pollution prevention, waste reduction, and recycling efforts in Alaska.

BE IT FURTHER RESOLVED, LWVAK urges local and state lawmakers to take actions to:

- (1) Adequately fund the DEC Pollution Prevention Program in the operating budget;
- (2) Support pollution prevention capital improvement projects;
- (3) Create solid waste reduction and recycling planning grants for local governments and hazardous waste reduction demonstration matching grants for small businesses through support of HB 138 (Boyer);
- (4) Establish recognition awards for pollution prevention and recycling in the school system through support of HB 139 (Brown); and
- (5) Allow utilities regulated by the Alaska Public Utilities Commission to include recycling costs in their rates through support of HB 140 (Finkelstein).

LWVAK, THEREFORE, meeting in Convention in Anchorage on April 21, 1991, adopted this resolution to publicly state LWVAK's support for these actions and to urge the Alaska State Legislature to increase funding for the DEC Pollution Prevention Budget and to pass the above-referenced bills.

TO OUR LEGISLATORS

We, the undersigned, as residents of the State of Alaska do petition you, our legislators, to enact and provide funding for the following proposed legislation:

- HB 121 - Requires Railbelt utilities to undertake "least cost planning"
- HB 138 - Appropriates funding for recycling and waste reduction
- HB 139 - Establishes recognition awards for pollution prevention and recycling
- HB 140 - Would allow refuse utilities to recover reasonable recycling costs in their rates

Signature Printed Name Address House Dist. #

Acia, Ste, Lori Johnston *PO Box 200802*

Gerald M. Ginty *Gerald M. Ginty 700 H St Anchorage 99501*

Gene Ferguson *700 H St Anch 99501
Gene Ferguson*

Walter E. Morgan *Walter E Morgan
2101 Sunrise Dr. Anch 99508*

Barbara Corbett *700 H St Anch, AK 99501*

Barbara Corbett *BARBARA CORBETT 700 H St Anchorage, AK 99501*

Gregory A. Lee *Gregory A. Lee
Box 395 Bethel Alaska 99559*

Richard J. Lutz *Box 1224 Cordova AK
99574*

LeShane Murray *LeShane Murray
700 H St Anch AK 99501*

These bills may be voted on at any time. Petitions need to be returned as soon as possible to the Alaska Center for the Environment - 519 W. 8th Ave., Ste. 201, Anchorage, AK 99501.

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<u>Signature</u>	<u>Printed Name</u>	<u>Address</u>	<u>House Dist. #</u>
<i>Jenny Thomas</i>	Jenny Thomas	6301 Bunnyslick Anch.	8
<i>John Nannaman</i>	John Nannaman	4661 Cascade Cr. Anch AK	9
<i>Marge Edais</i>	Marge Edais	4511 E. Iker 18-A Anch AK	2
<i>Glen Bleda</i>	Glen Bleda	P.O. Box 230974 Anch. AK	10
<i>Constance Ckatasse</i>	Constance Ckatasse	5000 Kenai Ave Anch.	13
<i>Judith Macdonald</i>	JUDITH MACDONALD	8205 MEWTRAB ANCH 99518	
<i>Wendy Schalkert</i>		12600 TURKIS TURN ST Anch 99516	
<i>Erilka Mahaney</i>	ERILKA MAHANEV	608 No. Pine Anch 99508	
<i>Robert Rosman</i>	ROBERT ROSMAN	7123 Linden Cr. Anch AK 99501	

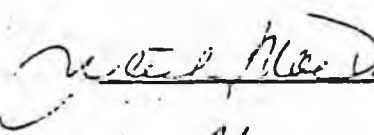
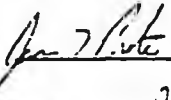
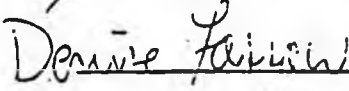
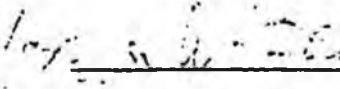
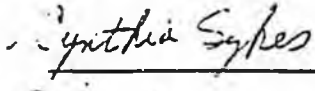
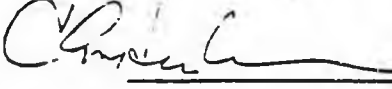
Cisela F. Lindstrom 2085 E. Coeck Anch. AK 99501

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<u>Signature</u>	<u>Printed Name</u>	<u>Address</u>	<u>House Dist. #</u>
	JUDITH MACDONALD	8205 MENTRA #8 ANCH AK 99518	9
	JAMES PRATER	6134 CARWOOD CT ANCH AK 99504	
	Denise Lassau	HC 67 Box 912 Anchorage AK	
	Benedict	P.O. Box 294 Dillingham, AK	#16 99576
	Cynthia Sykes	P.O. Box 68 Talkeetna 99676	
	Christina R. Loreis	P.O. Box 190551 Anch. AK 99519	H.D. 15

These bills may be voted on at any time. Petitions need to be returned as soon as possible to the Alaska Center for the Environment - 519 W. 8th Ave., Ste. 201, Anchorage, AK 99501.

STATE OF ALASKA
1991 LEGISLATIVE SESSION

No. 1
Bill Version: CSHB 140(L&C)
(H) Publish Date: 2/27/91

Revision Date: _____ Department Affected: Commerce & Economic Deve.
Title: Deregulation of Refuse BRU: APUC
Utilities Component: _____
Sponsor: Rep David Finkelstein
Requestor: Rep David Finkelstein COMPONENT SERIAL NO.

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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
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						
TEMPORARY						

Estimate of current year impact:

ANALYSIS: (Attach a separate page if necessary.)
No fiscal impact for FY91

Prepared By: Ray Chipperman, Acting Exec. Director Phone: 276-6222
Division: Alaska Public Utilities Commission Date: 2/15/91
Approved by Commissioner: [Signature] Sec Asst.
Agency: Department of Commerce & Economic Development Date: 2-19-91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

COMMITTEE FOR RECYCLING
P.O. BOX 4387
KODIAK, AK 99615

April 19, 1991

APR 30 1991

Representative David Finkelstein
House of Representatives
P.O. Box V, Room 15
Juneau, AK 99811

Dear Representative Finkelstein:

Reduce. Reuse. Recycle. A simple yet effective plan to deal with our growing solid waste problem.

We are a group of Kodiak Island residents concerned about the worsening solid waste problem in Alaska. We would like to see the State of Alaska take a more active role in enacting legislation similar to that currently mandated at the national level. Many of us are making significant personal efforts to carry out the 3R's: "Reduce, Reuse, Recycle." We are collecting and recycling cans, bottles and paper. We are driving our cars less and trying to find other ways to conserve fuel and energy. We cherish Alaska's wilderness and do not want it destroyed by garbage, overdevelopment or further oil exploration (A.N.W.R.). We would like to see similar efforts and priorities established by our elected leaders.

Solid waste management can no longer be viewed as solely a local issue. In these days of long haul contracts, regional landfills and MARPOL regulations prohibiting dumping at sea, solid waste management is a state-wide issue. Many states have been actively studying the solid waste dilemma and developing solutions that include waste reduction, recycling and composting. Some states have moved aggressively to develop and fund programs to reduce the waste stream. The impetus for new legislation is the lack of available landfill capacity, the "NIMBY" (Not In My Backyard) syndrome, the increasing expense of waste disposal and the environmental consequences of disposals.

Given the above, would you consider the following ideas for implementation into state policy:

1. Recycled paper products - for use in all state government agencies. Government agencies should provide a model for citizens and businesses. This would apply to all units of state and local government, schools and special purpose districts.

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11. Alternative paving materials - study and use by Department of Transportation on highways, bike paths, trails, etc. Fresh asphalt is a source of methane, adding to the Greenhouse Effect. Chipped wood waste can be used to create safe surfaces for playgrounds.
12. Waste tire retreading facility - perhaps at a state correctional institute. The tires could be reused on state vehicles or sold to retailers, creating significant revenues for the State.
13. Used oil recycling program - encourage public participation and require high volume retailers to inform the public of availability and nearest collection site for such programs. Recycled motor oil could be used in state vehicles.
14. Tax credits for recycled materials - created as incentives for people to buy and use products manufactured from recycled materials. Also, tax credits could be given for alternative energy utilization such as wind and solar energy. Even if the State's energy needs could be met for only four to six months annually by solar energy during the long summer, it would result in a significant reduction in the use of and dependence on petroleum products.
15. Hazardous waste collection fees - encourage communities to provide opportunities to recycle lube oils, solvents, antifreeze, tires, and hazardous waste materials.
16. Vehicle battery deposits - impose a deposit fee on new lead-acid batteries, refundable when returned for recycling.
17. Municipal recycling programs - required for all communities.
18. State Park recycling - placement of additional barrels for glass and aluminum collection at trash pickup sites in both state and national park systems.
19. Waste reduction and recycling goal - establish statewide goals by the year 1992 - say, 20% waste reduction by 1993, 40% by 1994, 60% by 1995, etc.

This is a long, but hopefully complete, list of the changes that we feel necessary in the state's recycling and waste reduction efforts. These are not easy changes. We will be attempting to reverse the effects of 30 years of business development aimed at providing convenience and disposability for the consumer. However, we feel these changes must be made.

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RECYCLING AND SOLID WASTE PETITION
APRIL 22, 1991

THE FOLLOWING INDIVIDUALS AGREE WITH THE PRINCIPLES OF THE
ATTACHED LETTER.

<u>NAME</u>	<u>ADDRESS</u>
<u>Heather Peterson</u>	<u>Po Box 1221 Kodiak AK</u>
<u>Romeo Marasigan</u>	<u># 1512 Mission Road</u>
<u>Glennice J. J. Jono</u>	<u>2159 Island Cir. Kodiak</u>
<u>Trinity Buckley</u>	<u>1327 Regent Dr.</u>
<u>Christopher Probst</u>	<u>Po Box 4069 Kodiak, AK 99615</u>
<u>Barbara Anthony</u>	<u>210 Hillcrest Kodiak, AK.</u>
<u>Kare Phillips</u>	<u>Box 131 Kodiak AK</u>
<u>Shirley Hadeluh</u>	<u>P.O. BOX 970 - Kodiak AK</u>
<u>James Street</u>	<u>11086 Ujek Dr. Kodiak</u>
<u>Barbara Swartz</u>	<u>Box 932 Kodiak AK 99615</u>
<u>Jan C. Chatter</u>	<u>Box 3206 Kodiak AK 99615</u>
<u>John C. P. P. P.</u>	<u>P.O. BOX 1740 Kodiak, AK 99615</u>

RECYCLING AND SOLID WASTE PETITION
APRIL 22, 1991

THE FOLLOWING INDIVIDUALS AGREE WITH THE PRINCIPLES OF THE
ATTACHED LETTER.

<u>NAME</u>	<u>ADDRESS</u>
<u>Joanna Simpson</u>	<u>4 E AVE Kodiak AK 99615</u>
<u>Lynn Thompson</u>	<u>Box 94 Kodiak, AK 99615</u>
<u>Veronica Stone</u>	<u>P.O. Box 5550 Chiniak, AK 99615</u>
<u>Wanda Le Armet</u>	<u>P.O. Box 2069 Kodiak 99615</u>
<u>Alice K. Knowles</u>	<u>Box 377 Kodiak 99615</u>
<u>Elke Carris</u>	<u>Box 3516 Kodiak 99615</u>
<u>Pierella Branson</u>	<u>1310 PEZANOFF Kodiak AK 99615</u>
<u>Diana Sanders</u>	<u>1218 Malenfant, In Kodiak AK 99615</u>
<u>Marcy Sandoz</u>	<u>Box 1223 Kodiak, AK 99615</u>
<u>Gom Choudhury</u>	<u>1315 LARCH, KODIAK, AK 99615</u>
<u>Basanti Choudhury</u>	<u>4</u>
<u>Patty Heuss</u>	<u>207-D C Ave Kodiak 99615</u>

RECYCLING AND SOLID WASTE PETITION
APRIL 22, 1991

THE FOLLOWING INDIVIDUALS AGREE WITH THE PRINCIPLES OF THE
ATTACHED LETTER.

NAME

ADDRESS

Lester Zeloff

PO 4296 Kodiak

L.J. Weimer

104 D Ave, #10, Kodiak, AK 99615

Charles Nore

P.O. Box 2195 Kodiak 99615

Michael Nore

P.O. Box 2195 Kodiak 99615

Colleen Helligso

SR 2540 Kodiak 99615

Mary Jane Krajnak

Box 606 Kodiak 99615

Justin Paul-John

Box 2661 Kodiak, AK 99615

Barbara Buidis

1711 Mill Bay #1 Kodiak AK 99615

Sharon Blakeslee

P.O. B. 3696 Kodiak, AK 99615

STATE OF ALASKA

WALTER J. HICKEL, GOVERNOR

ALASKA PUBLIC UTILITIES COMMISSION
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT
April 26, 1991

1016 WEST 6TH AVENUE
SUITE 400
ANCHORAGE, ALASKA 99501
PHONE: (907) 276-6222

Rick Solie
c/o Senator Steve Frank
P. O. Box V
Juneau, Alaska 99811
VIA FAX: 465-4714

Dear Mr. Solie:

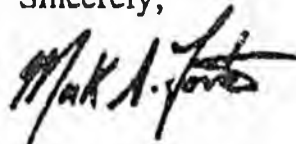
As an individual Commissioner on the Alaska Public Utilities Commission, I would like to offer the following comments on HB 140, "An Act relating to rate review by the Alaska Public Utilities Commission for *solid waste recovery and recycling services* of public utilities."

This bill would permit refuse utilities to include reasonable costs for recycling in their rates. With the "reasonable" standard the utilities have the burden of proof to demonstrate to the commission that the costs they incurred were just and reasonable.

For example, if the tipping fee for a landfill were \$40/ton and the cost of collection was \$20/ton, a recycling program that had *net costs* less than \$60/ton would be considered reasonable as it could deliver the utility service to the consumers at the same or a lower rate¹. In short, this bill would provide the garbage utilities an opportunity to specifically recover any reasonable investments and associated expenses in recycling such as containers and trucks as long as it could be shown to be less than the other alternatives.

If I can be of any assistance, please call me at 276-6222.

Sincerely,



Mark A. Foster,
Commissioner

¹If the cost of collection was \$20/ton and the cost of landfilling were \$40/ton the ratepayer would see \$60/ton in their rates. If the *net cost* to collect and recycle were less than \$60/ton the ratepayer would see lower rates. The ratepayer would still be ahead if the cost to collect and recycle were \$65/ton - as long as the commodity was sold for \$5/ton or more, yielding a *net cost* of \$60/ton or less to the utility.

Municipality of Anchorage



P.O. BOX 196650
ANCHORAGE, ALASKA 99519-6650
(907) 343-4433
TOM FINK,
MAYOR

OFFICE OF THE MUNICIPAL MANAGER

April 30, 1991

Senator Drue Pearce
Community and Regional Affairs
P.O. Box V
Juneau, Alaska 99811

Re: HB 140, Allow Recycling Cost Recovery in Rates

Dear Senator Pearce:

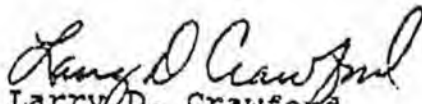
The Municipality of Anchorage is opposed to HB 140. Solid waste collection and disposal, including waste recovery and recycling, is an issue to be decided by local governments, not the Alaska Public Utilities Commission (APUC), whose role is rate setting. Passage of this legislation would have a significant impact upon business and households if the APUC decided to increase rates to fund recycling efforts.

Recycling and recovery should be voluntary on the part of the customers, not mandated. Therefore, we would recommend the following amendment to this legislation:

Page 1, line 8, delete "shall promote" and replace it with "may allow".

Thank you for your consideration of our position. If you have any questions, please feel free to contact me.

Sincerely,


Larry D. Crawford
Municipal Manager

STATE OF ALASKA

WALTER J. HICKEL, GOVERNOR

ALASKA PUBLIC UTILITIES COMMISSION DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

1018 WEST 6TH AVENUE
SUITE 400
ANCHORAGE, ALASKA 99501
PHONE (907) 276-6222

May 2, 1991

Senator Steve Frank
Community and Regional Affairs
P.O. Box V
Juneau, Alaska 99811

RE: HB 140, Rate Review for solid waste recovery and recycling of public utilities

Dear Senator Frank:

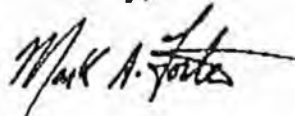
Comments on HB 140 suggest that there may be some confusion regarding what the bill allows and what it requires. It is the Commission's belief that HB 140:

- allows, but does not require, refuse utilities to invest in waste recovery and recycling
- requires the Commission to permit any refuse utility which elects to make such investments to include reasonable costs for waste recovery and recycling in its rates
- requires the Commission to adopt rates which promote, rather than prohibit or discourage, waste recovery and recycling.

Basically, this bill gives refuse hauling firms a statutory basis to recoup reasonable investments and expenses for curbside recycling efforts.

If I can be of any further assistance, please call me at 276-6222.

Sincerely,



Mark A. Foster,
Commissioner

cc: Larry Crawford, Municipality of Anchorage

PHONE CALL

FOR Dina/Tal DATE 5/4 TIME 11:00 A.M.
P.M.

M. Ray Plummer Saturday

OF _____

PHONED

PHONE 257-0737

RETURNED
YOUR CALL

AREA CODE NUMBER EXTENSION

MESSAGE (2) HB 141: wants 5

PLEASE CALL

handwritten note -last call

WILL CALL
AGAIN

was told to have more friends

CAME TO
SEE YOU

checked with Robert, regarding

WANTS TO
SEE YOU

SIGNED R

TOPS

FORM 4003

Dave

Ray Plummer would like
you to waive HB 140.

He called you and me

Saturday afternoon HB 140

is the recycling bill. See
attached. He was heard in

(S) CKA, passed at 3:00

passed

What do you think??

BILL: HB 140 SHORT TITLE: ALLOW RECYCLING COST RECOVERY IN RATES
 NAME: CSB 140(L&C)
 TITLE: AN ACT RELATING TO RATE REVIEW BY THE ALASKA PUBLIC UTILITIES
 COMMISSION FOR SOLID WASTE RECOVERY AND RECYCLING SERVICES OF PUBLIC
 UTILITIES.*

PRIME SPONSOR: FINKELSTEIN
 CO-SPONSOR: BROWN, BOYER, ULNER, KOPOWEN, ELLIS, BRUCKMAN

CURRENT STATUS: (S) L&C STATUS DATE: 05/03/91
 THEN HRS

02/13/91 00225 (H) READ THE FIRST TIME - REFERRAL(S)
 02/13/91 00225 (H) L&C, FINANCE
 02/27/91 00225 (H) L&C RPT CS(L&C) 4DP 10MF
 02/27/91 00378 (H) -ZERO FISCAL NOTE (DCED) 2/27/91
 03/09/91 00418 (H) FIN RPT CS(L&C) 6DP 5WR
 03/09/91 00418 (H) -PREV ZERO FN (DCED) 2/27/91
 03/17/91 00450 (H) RULES TO CALENDAR 3/13/91
 03/13/91 00469 (H) READ THE SECOND TIME
 03/13/91 00470 (H) L&C CS ADOPTED UNAN CONSENT
 03/13/91 00470 (H) AMENDMENT 1 BY TAYLOR
 03/13/91 00471 (H) AM NO 1 FAILED Y14 N24 E1 A1
 03/13/91 00470 (H) ADVANCED TO THIRD READING UNAN CONSENT
 03/13/91 00471 (H) READ THE THIRD TIME CSB 140(L&C)
 03/13/91 00471 (H) PASSED Y29 H10 E1
 03/13/91 00471 (H) HANLEY NOTICE OF RECONSIDERATION
 03/15/91 00496 (H) CO-SPONSOR ADDED: BRUCKMAN
 03/15/91 00497 (H) RECONSIDERATION NOT TAKEN UP
 03/15/91 00497 (H) TRANSMITTED TO (S)
 03/18/91 00578 (S) READ THE FIRST TIME - REFERRAL(S)
 03/18/91 00578 (S) CRA, THEN LABOR & COMMERCE
 05/02/91 01089 (S) CRA RPT SCS 3DP SAME TITLE
 05/02/91 01089 (S) PREVIOUS H. ZERO FN APPLIES TO SCS (DCED
 05/02/91 01089 (S) REFERRED TO LABOR & COMMERCE
 03/13/91 HOUSE JOURNAL PAGE 0471
 MARCH 13, 1991 HOUSE JOURNAL 471

CSB 140(L&C)

CSB 140(L&C) WAS READ THE THIRD TIME.

REPRESENTATIVE CARNEY MOVED AND ASKED UNANIMOUS CONSENT THAT HE BE ALLOWED TO APOCALYPTIC FROM VOTING DUE TO A CONFLICT OF INTEREST. OBJECTION WAS HEARD, AND REPRESENTATIVE CARNEY WAS REQUIRED TO VOTE.

THE QUESTION BEING: "SHALL CSB 140(L&C) PASS THE HOUSE?" THE ROLL WAS TAKEN WITH THE FOLLOWING RESULT:

CSB 140(L&C)
 THIRD READING
 FINAL PASSAGE

YEAS	29	BAKER, BOYER, BROWN, BRUCKMAN, CARNEY, CHOQUETTE, DAVIDSON, S.DAVIS, G.DAVIS, DONLEY, ELLIS, FINKELSTEIN, GRUENBERG, GRUSSENDORF, HUDSON, IVAN, KOPOWEN, KUBINA, LARSON, LEMAN, MACKIE, MACLEAN, M.W.HILLER, MOYER, NAVARRE, FARWELL, R.PHILLIPS, SHARP, ULNER
NAYS	10	BARNES, FOSTER, GONZALES, HANLEY, JACKO, MARTIN, M.A.HILLER, G.PHILLIPS, TAYLOR, ZAWACKI
EXCUSED	1	LINCOLN
ABSENT	0	

AND SO, CSB 140(L&C) PASSED THE HOUSE.

REPRESENTATIVE HANLEY GAVE NOTICE OF RECONSIDERATION OF HIS VOTE ON CSB 140(L&C).

THE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE CONSIDERED CS FOR HOUSE BILL NO. 140 (L&C) (AN ACT RELATING TO RATE REVIEW BY THE ALASKA PUBLIC UTILITIES COMMISSION FOR SOLID WASTE RECOVERY AND RECYCLING SERVICES OF PUBLIC UTILITIES) AND A MAJORITY OF THE COMMITTEE RECOMMENDED IT BE REPLACED WITH

SENATE CS FOR CS FOR HOUSE BILL NO. 140 (CRA)

AND DO PASS. THE REPORT WAS SIGNED BY SENATOR FRANK, CHAIR, AND CONCURRED IN BY SENATORS STURGILEWSKI AND ZHAROFF.

PREVIOUS HOUSE ZERO FISCAL NOTE APPLIES TO THE SENATE COMMITTEE SUBSTITUTE.

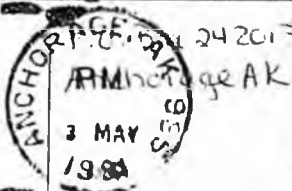
CS FOR HOUSE BILL NO. 140 (L&C) WAS REFERRED TO THE LABOR AND COMMERCE COMMITTEE.

PAUL CEZANNE (1839-1906)
Still Life with Water Jug
THE TATE GALLERY, LONDON

Honorable Dave Pearce,

I am requesting that a
hearing of HB 140 be scheduled
so that it can move on to the
Senate Labor and Commerce.
I fully support HB 140
Alaska needs HB 140 to help
pollution prevention and
reduce the amount of "trash"
filling our landfills. Reduce,
Reuse, Recycle.

Sincerely,
Caryn Smith



Hon. Dave Pearce

Alaska State Legislature

P.O. Box V

Juneau AK 99811



MAY 6 1991

ROD

May 3, 1991

Senator Drue Pearce
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

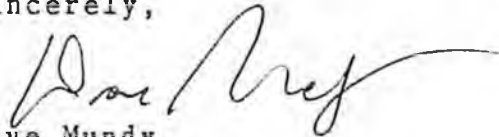
Dear Senator Pearce,

I am writing to you to request your support of HB 140, HB 139, and HB 138. Alaska is in need of expanding and improving its waste reduction and recycling programs. These bills would help develop in-state markets for recycled products, encourage innovative waste reduction and recycling methods, and build mechanisms to provide stable funding sources for recycling efforts.

Local, state, and federal governments need to encourage businesses and individuals to recycle and reduce the amount of waste they produce, and to provide incentives and recognition awards to those who do. If these bills are passed, Alaska will have the opportunity to set a national example for recycling, pollution prevention, and hazardous waste reduction policies.

Please support HB 140, HB 139, and HB 138 for a cleaner, healthier Alaska.

Sincerely,



Dave Mundy
H.C. 64 Box 26
Cooper Landing, AK 99572

SENATE COMMITTEE REPORT

DATE: 5/3/91

FURTHER:

DATE TURNED INTO OFFICE: _____

L&C Committee considered HOUSE BILL NO. 140

"An Act relating to rate review by the Alaska Public Utilities Commission for solid waste recovery and recycling services of public utilities."

and recommended:

- | | |
|---------------------------------------------------------|-----------------------------------------------------------|
| <input type="checkbox"/> replace with _____ CS _____ | <input type="checkbox"/> same title |
| <input type="checkbox"/> or adopt _____ CS _____ | <input type="checkbox"/> new title |
| <input type="checkbox"/> attached amendment(s) | <input type="checkbox"/> technical title change (HB only) |
| <input type="checkbox"/> _____ letter of intent adopted | |

- 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) _____
 - appropriation-no fiscal note

APPROVES PREVIOUS:

- Dept/Date:
- fiscal note(s) _____
 - zero fiscal note(s) COMH/2-17-91
 - Governor's bill w/fiscal note

SIGNING DO PASS:

[Signature]

OTHER RECOMMENDATIONS:

[Signature] no rec.

[Signature]
Chair: Signature and Recommendation



Official Business

Alaska State Legislature

P.O. Box V
State Capitol
Juneau, Alaska 99811

MEMORANDUM

To: Senator Drue Pearce, Chair
Senate Labor and Commerce Committee

From: Representative David Finkelstein

Date: May 6, 1991

Re: HB 140; "An Act Relating to Rate Review by the Alaska Public Utilities Commission for Solid Waste Recovery and Recycling Services of Public Utilities."

I would like to request that HB 140 be scheduled in your committee.

Waste disposal in Alaska is a major problem. The ecological and economic costs of landfills are rising, and we could soon be facing a crisis. Solid-waste recovery and recycling are important parts of the solution to this problem. HB 140 would allow utilities to include reasonable costs associated with waste recovery and recycling in their rates, which they are not now able to do.

By initiating recycling, consumers will be reducing the need for more landfills and higher landfill fees in the future. In cases where the utility chooses to do so, HB 140 would allow recycling and waste recovery to be treated as normal functions of the utility.



Alaskans for Litter Prevention and Recycling

Keeping Alaska Beautiful

To: Senator Drew Pearce, Chairman
Labor and Commerce Committee

From: Roger Briley

Date: May 8, 1991

Subject: House Bill 140

My name is Roger Briley, I am appearing here today as President of ALPAR (Alaskans for Litter Prevention and Recycling) on behalf of House Bill 140. Alpar is a statewide organization with business and civic membership. We have been involved in recycling in the state for the last eight years.

In regards to this bill, the Alpar Organization is firmly in favor of its passage. HB 140 will help us continue to promote recycling in Alaska. Retrieval of trash at the curbside and the costs related to that are an acceptable base for rates at the APOC. It is the opinion of Alpar that the costs related to the pick up and retrieval of recyclables, is the responsibility of the consumer, just as the cost of trash pick up currently is charged to the user group.

We applaud and thank our legislative bodies for their support and assistance in helping us to realize the dream of improved recycling in Alaska. It is definitely our opinion that House Bill 140 will do just that.

Alpar realizes that this is a very busy time for you, but also realizes the significance of House Bill 140. We would appreciate your support in scheduling this bill so it can be passed in 1991.

Post-It™ brand fax transmittal memo 7671 # of pages ▶

To: Drew Pearce	From: Roger Briley
CO: ALPAR	CO: ALPAR
Dept: Labor/Commerce	Phone: 522-1212
PAGE: 463-5352	FAX: 344-6662

P.O. Box 23123
Anchorage, Alaska 99523

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Audrey Lee

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Anchorage**



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ANCHORAGE, ALASKA 99519-6650
(907) 343-4311

MARK BEGICH

P.O. Box 201627
Anchorage, Alaska 99520
Phone (907) 337-6748

May 10, 1991

Senator Drue Pearce, Chair
Senate Labor and Commerce Committee
PO Box V
Juneau, Alaska 99801

Dear Chair Pearce,

I recently received a letter dated April 30, 1991, from Mr. Crawford, the Municipal Manager, opposing HB 140. I would like you to be aware the Assembly has not taken a position at this time on HB 140. The position mentioned in Mr. Crawford's letter is the position of the Administration.

As an assembly member, I support HB 140. My understanding of the bill indicates that it will have no effect on the municipal-owned utilities because we, the local government, already determine the type of service that would be available in the municipality. HB 140 would not mandate recycling. Recycling can only benefit and lengthen the life of our municipal landfill. I support the efforts to encourage recycling in Anchorage.

Thank you for allowing me an opportunity to comment on HB 140, and if there is anything I can do, please feel free to contact me.

Sincerely

A handwritten signature in dark ink, appearing to read 'Mark Begich', is written over a printed name. The signature is fluid and cursive.

Mark Begich

SENATE CS FOR CS FOR HOUSE BILL NO. 140 (CRA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Offered: 5/3/91
Referred: Labor and Commerce

Sponsor(s): REPRESENTATIVES FINKELSTEIN, Brown, Boyer, Ulmer, Koponen, Ellis, Bruckman

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to rate review by the Alaska Public Utilities Commission for solid waste
2 recovery and recycling services of public utilities."

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

4 * Section 1. AS 42.05.431 is amended by adding new subsections to read:

5 (f) In the establishment of rates of a utility furnishing solid waste material collection and
6 disposal service, the commission shall permit recovery of reasonable, net capital and operating
7 costs relating to solid waste recovery and recycling services after considering the utility's
8 recovery of revenue associated with the service.

9 (g) In the establishment of rates under this chapter, the commission shall promote cost-
10 effective solid waste recovery and recycling services.