

**SB**

**279**

HFIN

FILE

# HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: April 3, 2002

FURTHER REFERRALS:

Date of Committee Action: 5/10/02

The FINANCE Committee considered:

CSSB 279(FIN)

CS FOR SENATE BILL NO. 279(FIN)

SPORT FISH LICENSES FOR 9/11 RESPONDERS

"An Act authorizing the commissioner of fish and game to issue complimentary sport fishing licenses and tags to September 11 emergency responders and their spouses; and providing for an effective date."

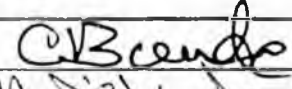

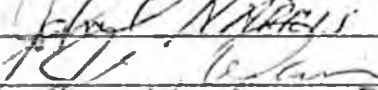
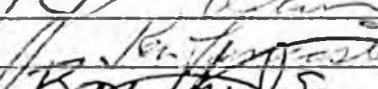




Recommends it be replaced with CS ( ) [ ] Same Title [ ] New Title  
 For Senate Bills with new title: [ ] Technical Title [ ] New Title: HCR \_\_\_\_\_

- [ ] attach amendments
- [ ] add new referral to \_\_\_\_\_ Committee
- [ ] Letter of Intent \_\_\_\_\_ Committee

List of Abbrev. for Depts.:  
 ADM  
 CED  
 COR  
 CRT  
 EED  
 DEC  
 DFG  
 GOV  
 IIS  
 LAA  
 LAW  
 LWF  
 MVA  
 DNR  
 DPS  
 REV  
 DOT  
 UA

<u>NEW FISCAL NOTES</u>				
*For Chief Clerk's Office Use Only				
List by Dept(s):	*FN#	Fiscal	Indet.	Zero

<u>PREVIOUS FISCAL NOTES</u>				
List by Dept(s):	FN#	Fiscal	Indet.	Zero
DFG	1			✓

<u>Signing with recommendations</u>	Printed Last Name	DP	DNP	NR	AM
	Bunde	✓			
	Whitaker	✓			
	Daniels	✓			
	Davina	✓			
	Lancaster	✓			
	Huson	✓			
	FOSTER	X			
Chair: 	Williamson	✓			

# FISCAL NOTE

STATE OF ALASKA  
2002 LEGISLATIVE SESSION

Fiscal Note Number: 1  
Bill Version: SB 279  
(S) Publish Date: 3/13/02

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Fish and Game  
Title Complimentary sport fish licenses and tags for BRU Administration  
September 11 responders Administration  
Sponsor Senator Wilken  
Requester Senate Resources Component No. 479

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007	FY 2008
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type-Do not abbreviate)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2002) cost: 0.0  
Check this box (X) if funding for this bill is included in the Governor's FY 2003 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

Prepared by: Kevin Brooks Phone 465-5999  
Division Administration Date/Time 3/5/02 11:51 AM  
Approved by: Commissioner Frank Rue Date 3/5/2002  
Agency Department of Fish and Game

(c) An apprentice and the apprentice's supervisor must be employed at the same facility while the apprentice is under the direct supervision of the supervisor.

### ARTICLE 3. GENERAL PROVISIONS

#### Section

- 900. Verifications
- 915. Current address
- 990. Definitions

**12 AAC 30.900. VERIFICATIONS.** Verification of current licensure, examinations or training of an applicant as required in 12 AAC 30.010—12 AAC 30.120, shall be certified or notarized documentation supplied to the board by

- (1) another jurisdiction's licensing board; or
- (2) when applicable, a licensed supervisor.

**12 AAC 30.915. CURRENT ADDRESS.** A licensee or apprentice shall maintain a current, valid mailing address on file with the division at all times. The latest mailing address on file for an active, inactive, or lapsed license or apprentice registration is the address of the licensee or apprentice for official communication, notifications, and service of legal process.

**12 AAC 30.990. DEFINITIONS.** In AS 08.71 and this chapter, unless the context requires otherwise,

- (1) "apprentice" means a novice in the field of opticianry who has not previously been licensed in the field, but who is working towards completion of the requirements in AS 08.71.110 under the direct supervision of a licensed dispensing optician, optometrist, or ophthalmologist;
- (2) "board" means the Board of Dispensing Opticians;
- (3) "contact lens" means a lens designed for the correction or relief of visual defects or for cosmetic purposes, that is placed on the anterior surface of the cornea;
- (4) "contact lens parameters" means a listing of those parameters necessary to produce a duplicate contact lens;
- (5) "contact-lens prescription" means a written authorization to fit for contact lenses and includes the dioptric power of spheres, cylinders, and axis, and instructs the patient to return for a follow up visit;
- (6) "department" means the Department of Community and Economic Development;
- (7) "direct supervision" means that the licensed supervisor is physically present at the same site as the apprentice while dispensing optician tasks are being performed by the apprentice under the supervision of the supervisor;
- (8) "division" means the division of occupational licensing;
- (9) "eyeglasses" has the same meaning given the term "spectacles" in this section;
- (10) "jurisdiction" means a licensing board or administrative agency of this state, another state, territory or possession of the United States, responsible for issuing licenses and maintaining records for dispensing opticians;
- (11) "licensed supervisor" or "supervisor" means a licensed dispensing optician, optometrist, or ophthalmologist that provides direct supervision to an apprentice;
- (12) "spectacles" means an external prosthetic appliance for the correction or relief of an optical or visual defect;
- (13) "supervision" has the same meaning as in AS 08.71.240.

**Editor's note:** The division's Juneau office's mailing address is State of Alaska, Department of Community and Economic Development, Division of Occupational Licensing, P.O. Box 110806, Juneau, Alaska 99811-0806, and its physical address is 333 Willoughby Avenue, Juneau, Alaska.

## GARY WILKEN

SENATOR  
West Fairbanks

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Alaska State Legislature

Senate

During Session:  
State Capitol Building  
Juneau, Alaska 99801-1182  
Tel: 451-5501 (from Fbks)  
Tel: (907) 465-3709 (outside Fbks)  
Fax: (907) 465-4714  
Website: [www.garywilken.com](http://www.garywilken.com)  
E-Mail: [Senator\\_Gary\\_Wilken@legis.state.ak.us](mailto:Senator_Gary_Wilken@legis.state.ak.us)

### SPONSOR STATEMENT

#### Senate Bill 279 Sport Fishing Licenses for 9/11 Responders

On September 11<sup>th</sup>, the United States experienced terrorist attacks within its borders. These attacks were not only on the United States, but on the entire civilized world; citizens of more than 80 countries perished.

Senate Bill 279 authorizes the Commissioner of Fish and Game to issue up to 250 complimentary sport fishing licenses and salmon tags, as appropriate, per year to firemen, police, and EMTs who responded to the events on September 11<sup>th</sup>, 2001 at the World Trade Center in New York and the Pentagon in Washington D.C. and their spouses. This section would sunset on December 31<sup>st</sup>, 2003.

This bill would be a small gift that the State of Alaska could make to those brave men and women who served so admirably in the shadow of these horrible events.

(5) intentionally or negligently engaged in or permitted the performance of patient care by persons under the licensee's supervision which does not conform to minimum professional standards regardless of whether actual injury to the patient occurred;

(6) continued to practice after becoming unfit due to

(A) professional incompetence;

(B) addiction or severe dependency on alcohol or other drugs which impairs the licensee's ability to practice safely;

(C) physical or mental disability;

(7) engaged in lewd or immoral conduct in connection with the delivery of professional service to patients;

(8) participated in the division, assignment, rebate or refund of fees to a physician or optometrist in consideration of patient referrals;

(9) advertised the services of any other segment of the healing arts.

**Sec. 08.71.180. Practicing without a license.** A person may not practice as a dispensing optician without a license issued under this chapter or while the person's license is suspended or revoked. A person who violates this section is guilty of a class B misdemeanor.

#### ARTICLE 4. MISCELLANEOUS PROVISIONS.

##### Section

##### 200. Contact lenses

**Sec. 08.71.200. Contact lenses.** Contact lenses shall be fitted in conjunction with and under the supervision of a licensed physician or an optometrist and with a written contact-lens prescription showing that the prescription may be filled for contact lenses and requiring that the patient return to see the prescribing physician or optometrist. In no case may contact lenses be prepared by neutralizing a person's eyeglasses or spectacles.

#### ARTICLE 5. GENERAL PROVISIONS.

##### Section

##### 230. Exemptions from and limitations on the application of this chapter

##### 240. Definitions

**Sec. 08.71.230. Exemptions from and limitations on the application of this chapter.** This chapter may not be construed to

(1) limit or restrict a licensed physician or optometrist from the practices enumerated in this chapter, and each licensed physician and optometrist has all the rights and privileges which may accrue under this chapter to dispensing opticians licensed under it;

(2) prohibit an unlicensed person from performing mechanical work upon inert matter in any optical office, laboratory or shop;

(3) prohibit an unlicensed person from engaging in the sale of eyeglasses, spectacles, magnifying glasses, goggles, sunglasses, telescopes, binoculars, or any like articles which are completely preassembled and sold only as merchandise;

(4) authorize or permit a licensee under this chapter to hold out as being able to, or to offer to, or to attempt by any means, to refract or exercise eyes, diagnose, treat, correct, relieve, operate or prescribe for any human ailment, deficiency, deformity, disease or injury.

**Sec. 08.71.240. Definitions.** In this chapter

(1) "board" means the Board of Dispensing Opticians;

(2) "department" means the Department of Community and Economic Development;

(3) "dispensing optician" means a person who, on written prescription from a licensed physician or optometrist, prepares and dispenses to the intended wearer or person who writes the prescription, original or duplicate lenses, eyeglasses, contact lenses, and appurtenances to them, and interprets, measures, adapts, fits, and adjusts lenses, eyeglasses, contact lenses, and appurtenances to them in accordance with the written prescription, to the face for the aid or correction of visual or ocular anomalies of the human eye;

(4) "supervision" means the provision of any needed direction, control, consultation, instruction, evaluation, and personal inspection of work being performed.

provided by  
 Senator Gary Wilke

# Quilts, macaroni and more flood N.Y.

The Associated Press

NEW YORK—Love came to New York City in boxes of grapefruit, heaps of homemade quilts and 17 tons of macaroni and cheese.

Supporters have donated hundreds of millions of dollars since the Sept. 11 terrorist attacks. But when a check didn't quite express the right sentiment, they sent, well, just about everything else.

The city has received three firetrucks, including the 29-foot, 42,000-pound pumper sent from Louisiana last week to replace some of the 35 trucks lost in the attacks.

Many gave practical items, like the Kansas elementary school students who brought work socks and lip balm for rescue workers this week. A group of Iowans sent 1,500 quilts. Florida schoolchildren collected mittens.

High school students from North Dakota brought 229,320 servings of macaroni and cheese.

"We were going to send money, but then we thought North Dakota is famous for its pasta, so why don't we send something that really shows what we do and where we're from," said Morgan Greaves, 15.

She and eight other students delivered the 17 tons of macaroni to City Harvest, a New York organization that feeds the needy and provides meals to workers at the World Trade Center site.

Eleven citrus growers in Texas sent 26,000 grapefruits last week. The 30,000 pounds of fruit were unloaded in a parking lot at Yankee Stadium.

"We're known down here for growing the Texas red grapefruit," said Lucy Garcia, a spokeswoman for TexaSweat Citrus Marketing. "More than money, we wanted to give them a taste of Texas."

Food donations and practical items for rescue workers flowed to New York City almost immedi-

## They love New York

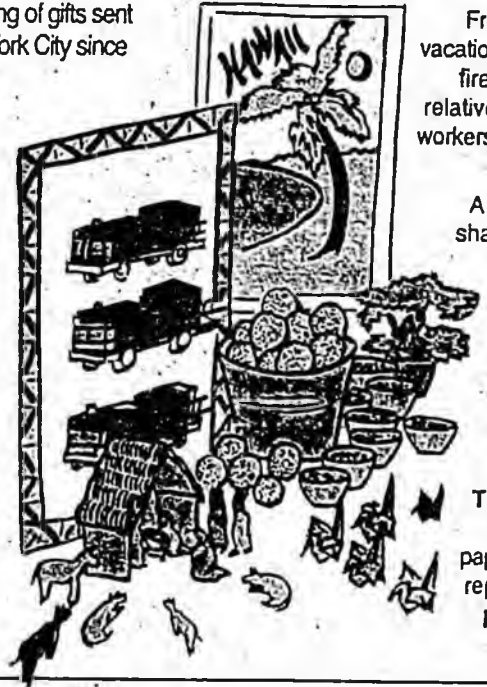
A sampling of gifts sent to New York City since Sept. 11:

1,500 quilts from Iowa

3 firetrucks

26,000 grapefruits from Texas

A one-ton Nativity scene from Naples, Italy



Free Hawaiian vacations for police, firefighters and relatives of rescue workers killed in the attacks

A Manhattan-shaped bonsai forest from California

229,320 servings of macaroni from North Dakota

Thousands of origami paper cranes, representing peace and good will

ately after the trade center tragedy, along with thousands of booties and tons of pet food for search-and-rescue dogs.

For a city that has everything, other, less practical gifts have ar-

rived as well, such as the thousands of Japanese origami paper cranes sent from all over the nation. The cranes represent peace and good will, according to Japanese tradition.

12/28/01

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**STATE OF ALASKA**  
**2002 LEGISLATIVE SESSION**

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**POSITIONS**

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Prepared by: Kevin Brooks Phone 465-5999  
 Division Administration Date/Time 3/5/02 11:51 AM  
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 Agency Department of Fish and Game