

HB

152

Representative Jay Ramras
Chair, House Judiciary
House Labor & Commerce
House Oil & Gas
House Military & Veteran
Affairs

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Alaska State Legislature



While in Session
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House District 10

House of Representatives

Memo

To: Representative John Coghill
Chairman House Rules Committee

From: Representative Jay Ramras
Chairman House Judiciary Committee

Date: March 20, 2009

Re: Referral File for HB152

Attached please find the following documents, which represent the referral file for HB152:

- Sponsor Statement
- CSHB152(JUD) 26-LS0158\S
- Fiscal note
- Sectional
- Amendment 26-LSO158\E.1
- Amendment 26-LSO158\E.3
- Amendment 26-LSO158\E.4
- Amendment 26-LSO158\E.5
- HB152 26-LSO158\E
- Sectional for HB152 26-LSO158\E
- Letter from Acting Attorney General
- AS Chapter 5
- Committee Referrals

Representative_Jay_Ramras@legis.state.ak.us

FISCAL NOTE

STATE OF ALASKA
2009 LEGISLATIVE SESSION

Fiscal Note Number: _____
Bill Version: HB152
() Publish Date: _____

Identifier (file name): HB152-LAW-CIV-3-11-09
Title: 2009 REVISOR'S BILL
Sponsor: RULES BY REQUEST OF LEGISLATIVE COUNCIL
Requester: JUDICIARY
Dept. Affected: LAW
RDU: CIVIL
Component: LEGISLATION & REGULATIONS
Component Number: 2209

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2010	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
OPERATING EXPENDITURES								
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Travel								
Contractual								
Supplies								
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES								
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CHANGE IN REVENUES ()								
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FUND SOURCE (Thousands of Dollars)

	FY 2010	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
1002 Federal Receipts							
1003 GF Match							
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts							
1037 GF/Mental Health							
Other Interagency Receipts							
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2009) cost: _____

POSITIONS

Full-time							
Part-time							
Temporary							

ANALYSIS: (Attach a separate page if necessary)

HB 152 makes important technical changes to the Alaska statutes to correct deficiencies, conflicts, or obsolete provisions. It is believed there will be no fiscal impacts on the Department of Law if HB 152 is enacted into law.

Prepared by: Robert Meiners, Deputy Director
Division: Administrative Services Division
Approved by: Richard Svobodny, Acting Attorney General
Department of Law

Phone 907.465.5427
Date/Time 3/11/09 4:00 PM
Date 3/11/2009

ALASKA STATE LEGISLATURE
HOUSE JUDICIARY COMMITTEE

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Vice-Chairman
Representative John Coghill
Representative Bob Lynn
Representative Carl Gatto
Representative Max Gruenberg
Representative Lindsey Holmes

State Capitol, Room 120
Juneau, Alaska 99801

Fax

To: Kathryn Kurtz
Leg. Legal

Fax #: (907) 465-2029

Number of pages including cover: 1

From: Jane W. Pierson

Date: March 19, 2009

Re: Please go final on HB152

Jerry,

Today the House Judiciary Committee passed out HB152 version 26-LS0158\E with the following amendments E.1, E.3, and E.4. Please make the amendments and go final.

Thank you

LEGAL SERVICES

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MEMORANDUM

March 18, 2009

SUBJECT: Changes in HB 152 involving federal statutes
(Work Order No. 26-LS0158\E)

TO: Representative Jay Ramras
Chair of the House Judiciary Committee
Attn: Jane Pierson

FROM: Kathryn L. Kurtz *KK*
Assistant Revisor

Thank you very much for hearing this bill on Monday morning. After the hearing, I analyzed the 11 bill sections which change references to federal statutes. I offer this analysis as a supplement to the sectional summary.

Sections 18, 23, and 73 of the bill insert the word "former" in statutes where the federal section cited has been repealed. This insertion is particularly important in section 18, where the material referenced has been removed from the federal statute and different material inserted at that designation.¹

¹ Section 18 inserts the word "former" before a cite to 20 U.S.C. 7703(f)(2)(B) in AS 14.17.990(5).

AS 14.17.990 defines terms for AS 14.17, which relates to financing of public schools. The term "eligible federal impact aid", defined in AS 14.17.990(5), is used in AS 14.17.410(b) and (e) in calculating state aid for school districts. This paragraph cites 20 U.S.C. 7703(f)(2)(B). That subparagraph no longer exists. The existing 20 U.S.C. 7703(f) was enacted as 20 U.S.C. 7703(h), and carried that designation when AS 14.17.990 was enacted in 1982. It was redesignated as 20 U.S.C. 7703(f) in 2000.

The current reference in the Alaska statute directs the reader to text that is obviously not that to which the legislature in 1982 intended to refer. Insertion of the word "former" in this instance alerts the reader not to rely on the text currently codified at 20 U.S.C. 7703(f) in interpreting this section.

In addition to this change, the legislature and the administration may wish to review whether the federal impact funding described in the former 20 U.S.C. 7703(f)(2)(B) is still forthcoming, and if so, if there is a more useful way to describe that funding.

Section 39 of the bill contains two changes. The first reflects a redesignation of a paragraph in the federal code.² The redesignation is a change in numbering only, not a change in the wording or the substance of the federal statute. The second change replaces a definition that has been repealed³ with a different federal definition⁴ that is very similar

² The first reference amended in this section is currently inaccurate because the paragraph in question was renumbered after the bill enacting AS 23.20.401 was passed, but before it took effect. August 13, 1981, 42 U.S.C. 654(20)(B)(i) was enacted, in sec. 2335, P.L. 97-35. On June 24, 1982, the governor approved CCSSB 552, which became ch. 115, SLA 1981. Section 18 of that Act, which enacted AS 23.20.401, took effect September 26, 1982. Meanwhile, at the federal level, sec. 171(b)(1)(C) of P.L. 97-248, dated September 3, 1982, redesignated 42 U.S.C. 654(20)(B)(i) as 42 U.S.C. 654(19)(B)(i). The content of the subparagraph was not changed in the redesignation, and has not been amended since.

³ Former 42 U.S.C. 662(e) read:

§ 662. Definitions

For purposes of section 459 [42 USCS § 659]--

...
(e) The term "legal process" means any writ, order, summons, or other similar process in the nature of garnishment, which--

(1) is issued by (A) a court of competent jurisdiction within any State, territory, or possession of the United States, (B) a court of competent jurisdiction in any foreign country with which the United States has entered into an agreement which requires the United States to honor such process, or (C) an authorized official pursuant to an order of such a court of competent jurisdiction or pursuant to State or local law, and

(2) is directed to, and the purpose of which is to compel, a governmental entity, which holds moneys which are otherwise payable to an individual, to make a payment from such moneys to another party in order to satisfy a legal obligation of such individual to provide child support or make alimony payments.

⁴ 42 U.S.C. 659(i) provides:

(i) Definitions. For purposes of this section--

...
(5) Legal process. The term "legal process" means any writ, order, summons, or other similar process in the nature of garnishment--

(A) which is issued by--

to the definition in the section cited.⁵ In case the committee, after reviewing this memo, prefers not to substitute this definition, amendments 1) removing this change and leaving the first change intact (amendment E.3) and 2) substituting the text of the repealed definition for the reference (amendment E.5) are enclosed. The second amendment addresses the repeal, the first would leave it for another bill. Only one of the amendments should be used.

Section 66 reflects a recodification of federal law. According to the code, the recodification did not effect a substantive change to the underlying federal law.⁶

(i) a court or an administrative agency of competent jurisdiction in any State, territory, or possession of the United States;

(ii) a court or an administrative agency of competent jurisdiction in any foreign country with which the United States has entered into an agreement which requires the United States to honor the process; or

(iii) an authorized official pursuant to an order of such a court or an administrative agency of competent jurisdiction or pursuant to State or local law; and

(B) which is directed to, and the purpose of which is to compel, a governmental entity which holds moneys which are otherwise payable to an individual to make a payment from the moneys to another party in order to satisfy a legal obligation of the individual to provide child support or make alimony payments.

⁵ The definition of "legal process" in a section, 42 U.S.C. 662, was repealed in 1996. The definition in 42 U.S.C. 659(i) is suggested as a replacement because, although it is not identical to the repealed definition, it is very similar. The department has indicated its support for this change. If the differences between the two definitions render 42 U.S.C. 659(i) unacceptable as a substitute, an alternate drafting approach would be to delete the reference and insert the text of the definition found in former 42 U.S.C. 662 into AS 23.20.401(b)(3). Either of these options would most likely be more useful to the reader than the current situation, which forces the reader to locate the text of former 42 U.S.C. 662 as it existed before the repeal.

⁶ The federal laws cited, former 49 U.S.C. 1671, et seq. (Natural Gas Pipeline Safety Act of 1968) and former 49 U.S.C. 2001, et seq. (Hazardous Liquid Pipeline Safety Act of 1979), were combined and recodified in 1994 in 49 U.S.C. 60101 et seq. The Act recodifying the sections specifically provided that the recodification was made without substantive change to the laws being recodified:

Sec. 6.(a) Sections 1-4 of this Act restate, without substantive change, laws enacted before July 1, 1993, that were replaced by those sections. Those sections may not be construed as making a substantive change in the laws replaced. Laws enacted after June 30, 1993, that are inconsistent with this Act supersede this Act to the extent of the inconsistency.

Representative Jay Ramras

March 18, 2009

Page 4

Section 70 fixes an apparent error in the Alaska Statutes. Please refer to the sectional summary for further information.

The changes made in the remaining five sections (secs. 7, 20, 46, 84, and 85) are more complicated, in that the underlying federal programs they refer to have changed since the enactment of the referring Alaska statute. If the legislature wishes to review the substance of the changes to the federal laws referred to, it may be preferable to leave the issues presented in these sections to be addressed in substantive bills. An amendment that would delete these five sections from the bill, amendment E.4, is enclosed.

KLK:ljw
09-167.ljw

Enclosures

P.L. 103 - 272, sec. 6(a), July 5, 1994, 49 USC prec. 101 note. For this reason, substitution of a cite to current federal law for the citations to former federal laws in AS 46.03.450 does not substantively change the law of the state. However, provision of the current citation should assist the reader in locating the relevant federal law.

Passed.

26-LS0158\E.1

Kurtz

3/4/09

AMENDMENT

Offered by: Rep. Ramras

OFFERED IN THE HOUSE

TO: HB 152

- 1 Page 6, lines 10 - 12:
- 2 Delete all material.
- 3
- 4 Renumber the following bill sections accordingly.
- 5
- 6 Page 48, line 22:
- 7 Delete "Section 89"
- 8 Insert "Section 88"
- 9
- 10 Page 48, line 27:
- 11 Delete "sec. 89"
- 12 Insert "sec. 88"
- 13
- 14 Page 48, line 28:
- 15 Delete "sec. 90"
- 16 Insert "sec. 89"
- 17
- 18 Page 48, line 29:
- 19 Delete "sec. 59"
- 20 Insert "sec. 58"
- 21
- 22 Page 48, line 30:
- 23 Delete "secs. 92 and 93"

1 Insert "secs. 91 and 92"

Amendment #2 - PASSED

26-LS0158E.3
Kurtz
3/18/09

AMENDMENT

Offered by: Rep Coghill

OFFERED IN THE HOUSE

TO: HB 152

- 1 Page 14, lines 11 - 12:
- 2 Delete "42 U.S.C. 659(i)(5) (sec. 459(i)(5), Social Security Act) [42 U.S.C. 662(e)
- 3 (SEC. 462(e), SOCIAL SECURITY ACT)]"
- 4 Insert "42 U.S.C. 662(e) (sec. 462(e), Social Security Act)"

Amend #3 Passed

26-LS0158\E.4
Kurtz
3/18/09

AMENDMENT

OFFERED IN THE HOUSE

TO: HB 152

- 1 Page 3, lines 10 - 15:
- 2 Delete all material.
- 3
- 4 Renumber the following bill sections accordingly.
- 5
- 6 Page 6, line 31, through page 7, line 5:
- 7 Delete all material.
- 8
- 9 Renumber the following bill sections accordingly.
- 10
- 11 Page 29, line 31, through page 30, line 5:
- 12 Delete all material.
- 13
- 14 Renumber the following bill sections accordingly.
- 15
- 16 Page 46, line 4, through page 48, line 1:
- 17 Delete all material.
- 18
- 19 Page 48, line 22:
- 20 Delete "Section 89"
- 21 Insert "Section 84"
- 22
- 23 Page 48, line 27:

1 Delete "sec. 89"

2 Insert "sec. 84"

3

4 Page 48, line 28:

5 Delete "sec. 90"

6 Insert "sec. 85"

7

8 Page 48, line 29:

9 Delete "Section 59"

10 Insert "Section 56"

11

12 Page 48, line 30:

13 Delete "secs. 92 and 93"

14 Insert "secs. 87 and 88"

NOT OFFERED

26-LS0158\E.5
Kurtz
3/18/09

AMENDMENT

OFFERED IN THE HOUSE

TO: HB 152

1 Page 14, lines 10 - 13:

2 Delete all material and insert:

3 "(3) any amount required to be deducted and withheld through legal
4 process [, AS DEFINED IN 42 U.S.C. 662(e) (SEC. 462(e), SOCIAL SECURITY
5 ACT),] properly served upon the department; in this paragraph, "legal process"
6 means any writ, order, summons, or other similar process in the nature of
7 garnishment, that is

8 (A) directed to, and the purpose of which is to compel, a
9 governmental entity that holds money that is otherwise payable to an
10 individual to make a payment from that money to another party to satisfy
11 a legal obligation of an individual to provide child support or make
12 alimony payments; and

13 (B) issued by

14 (i) a court of competent jurisdiction in any state,
15 territory, or possession of the United States;

16 (ii) a court of competent jurisdiction in any foreign
17 country with which the United States has entered into an
18 agreement that requires the United States to honor that country's
19 process; or

20 (iii) an authorized official under an order of a court
21 of competent jurisdiction or under state or local law."

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MEMORANDUM

March 13, 2009

SUBJECT: 2009 Revisor's Bill Sectional Summary - HB 152
(Work Order No. 26-LS0158\E)

TO: Representative Jay Ramras
Chair of the House Judiciary Committee
Attn: Jane Pierson

FROM: Kathryn L. Kurtz
Assistant Revisor

The following is a sectional summary of the 2009 revisor's bill. The bill is prepared under AS 01.05.036, which provides, in part, that the revisor of statutes

... shall prepare for submission to the legislature legislation for the correction or removal of the deficiencies, conflicts, or obsolete provisions, or to otherwise improve the form or substance of any portion of the statute law of this state.

To assist the reader in understanding the bill, I have summarized the contents by listing sections that have similar purposes or effects.

Sections that delete, repeal, or update obsolete provisions: Sections 2 - 5, 7, 15, 18 - 21, 23, 28, 29, 35, 38, 39, 43, 44, 46, 52, 65 - 69, 73, 81, 84, 85, 88, 89, and 91 amend or repeal provisions that have become obsolete through other legislative action.

Sections that correct errors or oversights: Sections 8, 10, 13, 14, 16, 25, 26, 30 - 32, 40, 47, 54, 63, 70 - 72, 74 - 77, 80, 82, 83, 86, and 87 correct errors or oversights.

Sections that improve the form or substance of the law: Sections 1, 6, 9, 11, 12, 17, 22, 24, 27, 33, 34, 36, 37, 41, 42, 44, 45, 48 - 51, 53, 55 - 62, 64, 78, and 79 propose amendments to improve the form or substance of the statutory law of Alaska.

SECTIONAL SUMMARY

Bill section 1 substitutes a generic description for a specific reference to the division of agriculture in AS 03.09.020(a). There is no statutorily created division of agriculture. Currently there is an administratively created division of agriculture within the Department of Natural Resources; however, that name could be changed

administratively. The generic reference will apply no matter what name is given to the division administratively.

Bill section 2 substitutes a generic reference to "college or department of the University of Alaska responsible for the agricultural and forestry experiment station" for a specific reference to the "Institute of Agricultural Sciences" in AS 03.22.010. The University no longer has an institute called the "Institute of Agricultural Sciences." According to the office of the Dean of the School of Natural Resources and Agricultural Sciences, what was the Institute of Agricultural Sciences is now known as the Agricultural and Forestry Experiment Station.

Bill section 3 amends AS 03.22.020 by substituting a generic reference to "college or department of the University of Alaska responsible for the agricultural and forestry experiment station" for a specific reference to the "Institute of Agricultural Sciences". See bill section 2.

Bill section 4 amends AS 03.22.040 by adding "and Forestry" to reflect the current name of the University of Alaska Agriculture and Forestry Experiment Station and makes the reference to the University generic for consistency with other references. See bill section 2.

Bill section 5 amends AS 03.22.050 by substituting a generic reference to "college or department of the University of Alaska responsible for the agricultural and forestry experiment station" for a specific reference to the "Institute of Agricultural Sciences". See bill section 2.

Bill section 6 substitutes a generic description for a specific reference to the division of agriculture in AS 03.47.040(2). See bill section 1.

Bill section 7 amends AS 03.58.010 to expand a spanned reference to the federal Organic Foods Production Act of 1990 to include a new section added in 2002.

Bill section 8 amends AS 08.36.246(a) to repeal subparagraph (B), which refers to "a specialty examination given by the Central Regional Examining Board" because there is no such exam given by that entity. The Chief Assistant Attorney General of the Legislation and Regulations section at the Attorney General's office is in accord with this change.

Bill section 9 inserts the word "acid" in AS 11.56.762 to reflect the full name of the system established in AS 44.41.035.

Bill section 10 corrects an apparent error by changing "adopted parent" to "adoptive parent" in AS 12.55.125(b). Although Alaska law provides a process for parents to adopt children, it does not provide for the adoption of parents by children.

Bill section 11 adds an "or" and changes "from" to "to" to improve the form and readability of AS 12.61.020(a).

Bill section 12 deletes two commas to improve the form and readability of AS 12.61.020(c).

Bill section 13 deletes "is" and inserts "are" to create agreement between the two subjects and the verb in the first sentence of AS 12.62.160(a).

Bill section 14 changes "heirs" plural to the singular "heir" in AS 13.06.050(21) to match the singular tense used elsewhere in the paragraph. Under AS 01.10.050, words in the singular include the plural. In this instance, use of the singular throughout improves readability.

Bill section 15 amends AS 14.03.075(g)(2) to delete a reference to the definition of "individualized education program team" in AS 14.30.350, since that definition was repealed in 2001. This section replaces the reference with a description.

Bill section 16 changes the phrase "counting period" in AS 14.17.600 to "count period" to match the usage in AS 14.17.420(a)(2) and 14.17.990.

Bill section 17 adds a new subsection to AS 14.17.920, providing that the Department of Education and Early Development shall, by regulation, define the term "school" for purposes of AS 14.17. This codifies sec. 40(b), ch. 83, SLA 1998. While the revisor has the power to codify uncodified law editorially, the significance of this provision suggests that public review would be a good idea. If the legislature determines that sec. 40(b), ch. 83, SLA 1998 was not intended to be of unlimited duration, instead of codifying this section, it could be repealed.

Bill section 18 amends AS 14.17.990(5) to reflect the repeal of 20 U.S.C. 7703(f)(2)(B), by inserting the word "former".

Bill section 19 deletes "by July 1, 1997," from AS 14.20.149(a), as the deadline has become obsolete.

Bill section 20 amends AS 14.30.174(b)(2) to update a reference to federal law. The sections at the end of the previous spanned reference (20 U.S.C. 7141 - 7142) were omitted in a 2002 revision of the law, however, similar provisions were added at 20 U.S.C. 7161 - 7165, under the heading of safe and drug-free schools and communities. Since additional sections may be added to the federal law, the change in this section is to "et seq."

Bill section 21 amends AS 14.35.025 by deleting a reference to the "United States Department of Health, Education, and Welfare," which no longer exists (it has been

Representative Jay Ramras

March 13, 2009

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superseded by the Department of Health and Human Services and the Department of Education), and inserting a generic reference to "the appropriate federal agency."

Bill section 22 deletes the word "or" in one place in AS 14.40.826(a)(5), and adds commas and the word "have" in two places to improve the form and readability of the paragraph.

Bill section 23 amends AS 14.50.010 to indicate the repeal of 20 U.S.C. 401 - 602.

Bill section 24 amends AS 14.57.199 to substitute a generic description for a specific reference to the division of state libraries, archives, and museums. The division is not created in statute and could be renamed or reorganized administratively.

Bill section 25 deletes "two-thirds" and replaces it with "three-fourths" in AS 15.45.160 and adds a provision relating to the minimum number of signatures per district to conform this section to AS 15.45.140 and article XI, sec. 3, Constitution of the State of Alaska.

Bill section 26 deletes "two-thirds" and replaces it with "three-fourths" in AS 15.45.390 and adds a provision relating to the minimum number of signatures per district to conform this section to AS 15.45.370 and article XI, sec. 3, Constitution of the State of Alaska.

Bill section 27 makes a conforming change in AS 17.37.070(6) to reflect the removal of the definition of "treatment facility" in AS 47.14.990(12). The term "treatment facility" is not used anywhere in AS 47.14, so a definition of the term does not belong in AS 47.14.990. The term "treatment facility" is used in AS 47.12, and a definition of the term identical to that in AS 47.14.990 appears in AS 47.12.990. AS 17.37.070(6) refers to the definition of "treatment facility" in AS 47.14.990. Since that term and the other terms defined by reference are also defined in AS 47.12.990, and those definitions are identical to the ones found in AS 47.14.990, a reference to AS 47.12.990 is substituted for the original reference here to preserve the content of the definitions for purposes of this section despite the removal of the definition of "treatment facility" in bill section 77.

Bill section 28 deletes material applicable only before October 1, 2006 from AS 19.15.025(a).

Bill section 29 deletes material applicable only before October 1, 2006 from AS 19.15.025(b).

Bill section 30 deletes the word "care" and inserts "insurance" in AS 21.54.120(a) to accurately reflect the title of the federal Health Insurance Portability and Accountability Act of 1996.

Bill section 31 deletes the word "care" and inserts "insurance" in AS 21.54.500(11) to accurately reflect the title of the federal Health Insurance Portability and Accountability Act of 1996.

Bill section 32 deletes the word "care" and inserts "insurance" in AS 21.54.500(17) to accurately reflect the title of the federal Health Insurance Portability and Accountability Act of 1996.

Bill section 33 replaces a comma with the word "and" to improve the readability of AS 23.05.060(3).

Bill section 34 deletes "Alaska Workers' Compensation Board" in AS 23.05.067(a)(1)(B) and replaces it with "division of workers' compensation in the department." The reports referred to in AS 23.30.155(m) and (n) are made to the division.

Bill section 35 amends AS 23.20.175(c) to remove an obsolete date reference.

Bill section 36 is a conforming amendment to AS 23.20.276(b) that reflects the repeal of AS 23.20.525(a)(4) and (5) and the renumbering of paragraphs in AS 23.20.525(a) in bill section 41.

Bill section 37 amends AS 23.20.277(c) to remove a paragraph that has become obsolete, as well as an obsolete date reference.

Bill section 38 is a conforming amendment to AS 23.20.278 that reflects the renumbering of paragraphs in AS 23.20.525(a) in bill section 41.

Bill section 39 corrects a citation in AS 23.20.401(b)(2) to reflect a 1982 renumbering of the referenced paragraph in the U.S.C. It also replaces a citation to the definition of legal process in 42 U.S.C. 662 (which has been repealed), with a reference to the definition in 42 U.S.C. 659(i)(5).

Bill section 40 amends AS 23.20.408(h) to remove a reference to AS 23.20.408(g), since that subsection has not included the defined phrase since 1982.

Bill section 41 amends AS 23.20.525(a) to remove several obsolete date references, to repeal paragraphs (4) and (5) which have become obsolete, and to renumber the remaining paragraphs. Also makes a conforming change in AS 23.20.525(b).

Bill section 42 makes conforming changes required by the renumbering of paragraphs in AS 23.20.525(a) in bill section 41. Replaces the words "newsboys" and "salesman" in AS 23.20.526(a) to avoid use of gender specific terms; the phrase "service performed by an individual under the age of 18", used to replace "newsboys", is found in 26 U.S.C. 3306(c)(15)(A). Deletes a grammatically incorrect occurrence of the word "some".

Inserts "United States" before "Secretary of Labor" and substitutes "that" for "which" to conform with current drafting style.

Bill section 43 makes conforming amendments in AS 23.20.526(d) required by the renumbering of paragraphs in AS 23.20.525(a) in bill section 41.

Bill section 44 removes obsolete date references in AS 23.20.530(b), and changes the word "tax" to "taxation". Also substitutes "that" for "which" and semi-colons for commas to conform to current drafting style.

Bill section 45 amends AS 24.05.135(c) to substitute a generic description for a specific reference to the division of state libraries, archives, and museums. The division is not created in statute and could be renamed or reorganized administratively.

Bill section 46 amends AS 25.27.125(a), which refers to federal incentive payments received by the state under 42 U.S.C. 658. However, 42 U.S.C. 658 was repealed in 1998. The current federal statute relating to incentive payments is 42 U.S.C. 658a, so after consulting with the Department of Law, we have substituted a reference to that section instead.

Bill section 47 shortens the descriptive phrase "voter approval of alteration or abolishment of service areas" in AS 29.10.200(46) to "service areas" to reflect the scope of AS 29.35.450. Under AS 29.35.450(d), all of AS 29.35.450 applies to home rule municipalities, not just subsection (c), which deals with voter approval of alteration or abolishment of a service area. This corrects a drafting error.

The section amends a reference in AS 29.10.200(50) to reflect the 1992 renumbering of AS 29.45.570 as AS 29.45.800.

This section also amends AS 29.10.200(57) to remove "construction" and insert "revenue bonds" to reflect the actual content of AS 29.47.260 as noted in the current catchline. The original catchline for AS 29.47.260 was "construction" and that has been changed editorially to "Applicability of AS 37.10.085", but the text of the section, which relates to revenue bonds, has not been changed. AS 37.10.085 relates to financial aid to corporations by the state or a political subdivision of the state.

Bill section 48 adds language to AS 29.46.010(b) indicating that the subsection applies to home rule municipalities. The subsection already appears on the list in AS 29.10.200 of limitations on home rule powers. The change brings this section into conformity with other sections on the list, which include applicability in the text of the section listed.

Bill section 49 changes the word "section" in AS 29.46.030(a) to "subsection", since only subsection (a) of that section refers to findings.

Bill section 50 amends AS 29.60.860(b) to resolve a contradiction between the first and second sentences of the subsection. The agency has indicated that the revised wording is consistent with the agency's interpretation of the statute.

Bill section 51 deletes a reference to AS 12.55.185 in AS 33.16.090(c)(1) and replaces it with a reference to AS 12.55.127. The definition referred to in AS 12.55.185 simply directs the reader to the definition in AS 12.55.127, so the change enables the reader to refer to the relevant section directly.

Bill section 52 amends AS 33.30.015 by deleting "on and after August 17, 1999", a phrase setting a date after which the commissioner of corrections may not perform certain actions. Since the date is long past, the phrase is no longer needed.

Bill section 53 amends AS 38.07.030 to substitute a generic description for a specific reference to the division of agriculture, since that division is not created in statute and could be changed administratively. See bill section 1.

Bill section 54 amends AS 39.25.110(14) by adding the word "Alaska" before "Oil and Gas Conservation Commission", to conform to the statutory name of that commission created in AS 31.05.005.

Bill section 55 amends AS 41.10.100(b)(6) by substituting a generic description for a specific reference to the division of agriculture. See the full explanation at bill section 1.

Bill section 56 amends AS 44.41.035(b) by inserting "identification" in two places in order to make all references to the DNA identification registration system consistent.

Bill section 57 amends AS 44.41.035(l) by inserting the word "identification" in order to make all references to the DNA identification registration system consistent.

Bill section 58 amends AS 44.41.035(n) by inserting "identification" in order to make all references to the DNA identification registration system consistent.

Bill section 59 amends AS 44.41.035(p) by inserting "DNA" in order to make all references to the DNA identification registration system consistent.

Bill section 60 amends AS 45.07.309(a) to change "man" to "person" in order to avoid a gender specific reference, and "must" to "shall" since the subsection imposes a duty on a person.

Bill section 61 amends AS 45.10.220(6) to change the phrase "multiplied times" to "multiplied by" to conform to usage elsewhere in the Alaska Statutes.

Bill section 62, without changing the wording of the section, removes the subparagraph designators (A) and (B), making AS 45.14.403(a)(2) a unitary paragraph, rather than a

paragraph with subparagraphs. This change is consistent with the Article 4A of the Uniform Commercial Code. It removes an inappropriate break following subparagraph (A) to clarify that the phrase "payment occurs when the credit is withdrawn or, if not withdrawn, at midnight of the day on which the credit is withdrawable and the receiving bank learns of that fact" applies to the material in (A) as well as (B).

Bill section 63 corrects a reference in AS 45.29.313(b) to reflect the content of the corresponding sections of Article 9 of the Uniform Commercial Code (secured transactions).

Bill section 64 removes an extraneous "or" from AS 45.29.314(a).

Bill section 65 amends AS 45.50.471(b)(34) to remove AS 08.66.200 - 08.66.250 from a spanned reference, since those sections were repealed in 2002.

Bill section 66 updates a reference to federal law in AS 46.03.450(8). The section cites 49 U.S.C. 1671 et seq.; following revisions to the federal code, those sections no longer exist. However, they formed the basis of the new 49 U.S.C. 60101 et seq., so those sections are cited instead.

Bill section 67 removes an outdated date reference from AS 46.06.090(a).

Bill section 68 removes an outdated date reference from AS 46.06.090(b).

Bill section 69 removes a reference to AS 46.14.170(b) from AS 46.14.170(c); this is a conforming amendment required by the repeal of AS 46.14.170(b). See bill section 88.

Bill section 70 changes a reference in AS 46.14.300(c) from "15 U.S.C. 631" to "15 U.S.C. 632." AS 46.14.300(c) refers to the definition of a "small business concern." 15 U.S.C. 631 is the first section of the federal Small Business Act, but it is a purpose section and does not contain a definition of "small business concern." Criteria for identifying a "small business concern" are listed in 15 U.S.C. 632, and that section is referred to as the source of the definition elsewhere in federal law. See sec. 2, 105 P.L. 135 (Small Business Reauthorization Act of 1997) ("the term 'small business concern' has the meaning given the term in section 3 of the Small Business Act (15 U.S.C. 632)").

Bill section 71 changes a reference in AS 46.14.990(24) from "15 U.S.C. 631" to "15 U.S.C. 632." See bill section 70 for further explanation.

Bill section 72 updates a reference in AS 46.15.035(c)(2) from AS 16.05.870 to AS 16.05.871. AS 16.05.870 was repealed and renumbered as AS 41.14.870 by Executive Order No. 107, and that section was in turn repealed and renumbered as AS 16.05.871 in Executive Order No. 114. This section inserts the current cite.

Bill section 73 amends AS 46.15.165(c) by inserting the word "former" before a reference to 43 U.S.C. 270-1 and 270-2, to reflect the 1971 repeal of those sections. The reference is to land for which the patent, deed, or certificate was issued under those sections, so the reference should be retained.

Bill section 74 adds two words to AS 46.30.080 to correct a reference to the name of the advisory board created in AS 46.30.020, consistent with other references to the board in AS 46.30.

Bill section 75 amends AS 47.10.396 to remove the word "nonprofit" in two places to conform to amendments made by ch. 107, SLA 1998 to AS 47.10.392, 47.10.398, and 47.10.399, which now refer to corporations rather than nonprofit corporations.

Bill section 76 adds a subsection to AS 47.14.100 defining the term "adult family member" for purposes of that section. This change is related to the repeal of AS 47.14.295(1). The phrase "adult family member" is not used in AS 47.14.205 - 47.14.295, and has not been since those sections were enacted in 2005. However, the term is also used, without benefit of definition, in AS 47.14.100(e), (f), and (m). It appears that the placement of the definition in AS 47.14.295(1) instead of where it would apply to AS 47.14.100 was a drafting error in ch. 64, SLA 2005. This section relocates the definition to where it is needed. For the repeal of AS 47.14.295(1), see bill section 88.

Bill section 77 removes the term "treatment facility" from AS 47.14.990(12), because that term is not used in AS 47.14. See bill section 27.

Bill sections 78 and 79 amend AS 47.30.660(b) and AS 47.30.662(c) to substitute a generic description for specific references to the division of mental health and developmental disabilities. The department no longer has a division with that name, and the former division's duties have been divided among other divisions.

Bill section 80 expands a citation in AS 47.30.772, enacted in 1984 and amended in 1992, to reflect the 2004 addition of AS 47.30.817 to the AS 47.30 article relating to patient rights.

Bill section 81 updates a spanned reference in AS 47.30.835(b), which now refers to "a determination of legal incapacity under AS 13.26.005 - 13.26.330." Since this section was enacted in 1981, AS 13.25.325 and .330, relating to powers of attorney and disability and incompetence, have been repealed. This bill section removes AS 13.25.325 and .330 from the scope of the spanned reference.

Bill section 82 changes the word "lead" in AS 47.30.838(b) to "led". Although the mistake appeared in the enacting law, the past tense is clearly more appropriate in this context.

Bill section 83 expands a citation in AS 47.30.855 to reflect the 2004 addition of AS 47.30.817 to the AS 47.30 list of patient rights.

Bill section 84 updates a citation in AS 47.80.040(a), deleting "20 U.S.C. 1482", which was repealed in 2000, and inserting "42 U.S.C. 15025", which contains similar provisions. It also deletes the word "planning", since the term "planning council" was used in 20 U.S.C. 1482, but 42 U.S.C. 15025 refers to "councils".

Bill section 85 updates several citations in AS 47.80.090. 42 U.S.C. 6024 and 42 U.S.C. 6022 have been repealed; 40 U.S.C. 15025 and 40 U.S.C. 15024 contain similar provisions. 20 U.S.C. 1483 - 1485 have been omitted from the U.S.C., so the spanned reference has been shortened accordingly. 42 U.S.C. 6000 - 6083 have been repealed and 42 U.S.C. 15001 - 15083 contain similar provisions.

Bill section 86 amends sec. 14, ch. 137, SLA 2002, which contains a delayed amendment to AS 16.43.970(b). The existing delayed amendment would sunset changes made to that section in 2002 effective December 30, 2013. An intervening amendment was made to AS 16.43.970(b) in sec. 16, ch. 42, 2006, adding the words "in the second degree" after "unsworn falsification" to conform to a change in AS 11.56.210 of the designation of that crime. The 2006 Act did not make a conforming change to the delayed amendment. This bill remedies that omission by adding the words "in the second degree" to the text of the delayed amendment scheduled to take effect in 2013. This will have the effect of retaining the intervening amendment. Note that the other changes indicated in the section, including deletion of "vessel interim-use permit, or vessel entry permit" are the changes made by the 2002 sunset provision. The only change being made in this bill is the addition of the words "in the second degree", which is a conforming amendment.

Bill section 87 amends sec. 12, ch. 50, SLA 2005 to remove the repeal of AS 14.25.070(b). AS 14.25.070(b) was enacted in 2005, and relettered as (c) that same year. AS 14.25.070 was repealed and reenacted July 1, 2008 by sec. 3, ch. 13, SLA 2008. This change corrects an oversight in sec. 3, ch. 13, SLA 2008. See bill section 89.

Bill section 88 repeals several sections.

- AS 08.36.246(a)(4)(B) appears to be obsolete since the Central Regional Examining Board does not offer a specialty examination.
- AS 31.05.080(b) was impliedly repealed by the enactment of AS 22.10.020(d), *Allen v. Alaska Oil and Gas Conservation Commission*, 147 P.3d 664, 667 - 668 (Alaska 2006); here, the repeal is made express.
- AS 44.88.180(b) was made obsolete by the 1982 amendment of AS 44.88.180(a), and was removed from the statutes when the changes to AS 44.88.180(a) were made, but was not expressly repealed by ch. 113, SLA 1982.
- AS 46.14.170(b) provides for "a phased schedule for acting on operating permit applications submitted within 12 months following the date on which the federal administrator approves the state program under 42 U.S.C. 7661a(d)". The federal administrator gave the final interim approval of the state program in 1996. See 61

Federal Register 64463-64475 (December 5, 1996). Full approval of the operating permit program was effective November 30, 2001. See 66 Federal Register 63,184 (December 5, 2001). Since well more than 12 months have passed since the federal approval, this subsection has become obsolete.

- AS 46.14.990(13) defines the term "fugitive emissions", which is not found anywhere else in the Alaska statutes. The term was used in the definition of "potential to emit" in AS 46.14.990(21), until that definition was repealed and reenacted in sec. 57, ch. 46, SLA 2003.
- AS 47.14.295(1) defines the phrase "adult family member" for purposes of AS 47.14.205 - 47.14.295, where it is not used. See bill section 76.
- AS 47.14.990(11) defines the phrase "serious offense", which does not appear in the chapter to which AS 47.14.990 applies.
- AS 47.20.390(4) defines the term "health care insurer". That term does not appear elsewhere in AS 47.20.300 - 47.20.390, so the definition is superfluous.
- Secs. 33 and 34, ch. 122, SLA 1977, provide for the sunset of several changes to the state's unemployment compensation laws in case the federal law underlying those changes is held to be unconstitutional or is repealed. When these sections were enacted, in the spring of 1977, there was a live controversy about the constitutionality of 26 U.S.C. 3304(a)(6), as amended in 1976, which, among other things, required states to cover employees of the state and its political subdivisions in order to obtain federal certification of the state program and its concomitant tax and grant benefits. Other states challenged the constitutionality of the federal law, arguing that it constituted an impermissible infringement on state sovereignty under the Tenth Amendment to the federal constitution. In *New Hampshire Department of Employment Security v. Marshall*, 616 F.2d 240 (1st Cir. 1980), *cert. denied* 449 U.S. 806 (1980), the court held that the 1976 amendments to the federal unemployment tax act did not impair the sovereignty of New Hampshire. In *County of Los Angeles v. Marshall*, 631 F.2d 767, 769 (D.C. Cir. 1980), *cert. denied* 449 U.S. 837 (1980), the D.C. circuit adopted the first circuit's reasoning, holding that the "voluntary and wholly optional aspect" of the federal program defeated the argument that there was an "coercion and improper transgression upon the sovereignty of the state shielded by the *Tenth Amendment*." (emphasis in original). So, when the legislature enacted the changes necessitated by 26 U.S.C. 3304(a)(6) in 1977, there was an active controversy about whether the 1976 amendment to the federal act was constitutional. By the end of 1980, that controversy had been resolved in favor of the constitutionality of the federal statute, and the Supreme Court had declined to review the issue. However, the provisions of secs. 33 and 34, ch. 122, SLA 1977, providing for the return of several sections of the Alaska Statutes to their pre-1977 state, remains. The first paragraph of sec. 34's contingency language appears to be obsolete, given the resolution of the constitutional controversy. The second paragraph, calling for the sunset of the changes to the Alaska statutes in case 26 U.S.C. 3304(a)(6) is repealed, could conceivably take effect. However, it seems likely that this second paragraph was inserted in the contingency in case the federal government decided to repeal the offending section rather than

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litigating the issue to its conclusion--which is not what happened. It is not clear that the 1977 legislature meant for the changes to the Alaska statutes to be reversed if the federal statute were repealed for some other reason more than 30 years later. Arguably, then, the entire contingency provision has become obsolete.

Bill section 89 repeals AS 14.25.070(e), which relies on AS 14.20.135, to reflect the repeal of AS 14.20.135 under secs. 12 and 15, ch. 57, SLA 2001, as amended by sec. 6, ch. 15, SLA 2003, and by secs. 10 and 17, ch. 50, SLA 2005.

Bill section 90 conditions the effectiveness of bill section 89 on the repeal of AS 14.20.135.

Bill section 91 repeals sec. 34, ch. 122, SLA 1977, which is the effective date for sec. 33, ch. 122, SLA 1977. See bill section 88.

Bill section 92 provides an effective date for sec. 89.

Bill section 93 provides a special effective date for bill section 59, which amends AS 44.41.035(p), since that subsection will not take effect until July 1, 2009. The effective dates of the section and of the change made to the section in this bill should be the same.

Bill section 94 provides an immediate effective date for the bill, except sections 59 and 89.

Please give me a call if you have any questions about the above.

TEXT OF REPEALED PROVISIONS

AS 08.36.246(a)(4)(B):

(B) pass a specialty examination given by the Central Regional Examining Board;

AS 31.05.080(b):

(b) A person who has applied for reconsideration and is dissatisfied with the disposition of the application for reconsideration may appeal to the superior court. The questions reviewed on appeal are limited to the questions presented to the commission by the application for reconsideration.

AS 44.88.180(b):¹

(b) The state officer serves as a member from time to time and for all purposes of this chapter is a member for the purpose of voting on the resolution but after each vote the authority shall again consist of members referred to in AS 44.88.030 only, until one or more members may not again vote on a resolution because of the prohibition.

¹ AS 44.08.180(a) was amended by sec. 56, ch. 113, SLA 1982 as follows:

(a) A [NO] member of the authority may **not** vote on a resolution of the authority relating to a lease or contract to be entered into by the authority under this chapter if **the member** [HE] is a party to the lease or contract or has a direct ownership or equity interest in a firm, partnership, corporation, or association **that** [WHICH] may be a party to the contract or lease. **A resolution of the authority that is approved by a majority of the members who are not barred from voting under this subsection is a valid action of the authority for all purposes.** [IF A PERSON MAY NOT VOTE BECAUSE OF THIS PROHIBITION, FOR ALL PURPOSES REGARDING ACTION OF THE AUTHORITY RELATING TO ADOPTION OF THE RESOLUTION, THE POSITION OF THE PERSON AS A MEMBER SHALL BE TRANSFERRED TO THE FIRST ONE OF THE FOLLOWING STATE OFFICERS WHO IS NOT THEN ACTING AS A MEMBER AND WOULD NOT BE PROHIBITED FROM VOTING ON THE RESOLUTION BECAUSE OF THE SAME PROHIBITION: COMMISSIONER OF ADMINISTRATION, ATTORNEY GENERAL, COMMISSIONER OF REVENUE, COMMISSIONER OF HEALTH AND WELFARE, COMMISSIONER OF LABOR, COMMISSIONER OF PUBLIC WORKS, COMMISSIONER OF PUBLIC SAFETY.]

AS 46.14.170(b):

(b) Notwithstanding (a) of this section, the department may establish a phased schedule for acting on operating permit applications submitted within 12 months following the date on which the federal administrator approves the state program under 42 U.S.C. 7661a(d). A phased schedule must ensure that at least one-third of the applications submitted during the first 12 months of the state's operation of its permit program after federal approval will be acted on by the department during each of the first three 12-month periods following federal approval of the program. The department shall give priority to the issuance of permits for new stationary sources and modifications of existing stationary sources.

AS 46.14.990(13):

(13) "fugitive emissions" has the meaning given in 40 C.F.R. 51.166(b);

AS 47.14.295(1):

(1) "adult family member" has the meaning given in AS 47.10.990;

AS 47.14.990(11):

(11) "serious offense" has the meaning given in AS 12.62.900;

AS 47.20.390(4):

(4) "health care insurer" means an entity regulated by the director of insurance, Department of Commerce, Community, and Economic Development, and includes a health, hospital, or medical service plan corporation, and a health maintenance organization;

Section 33, ch. 122, SLA 1977:

* **Sec. 33.** Sections 4, 5, 13, 15, 16, 21 and 22 of this Act, AS 23.20.525(a)(14) as enacted in sec. 18 of this Act, and the repeal of AS 23.20.526(a)(16) and (18) enacted in sec. 25 of this Act, are repealed and the language of AS 23.20.278, 23.20.325(a), 23.20.520(12), 23.20.525(a)(4), (5), and (14), 23.210.526(a)(16) and (18) and 23.20.526(d), as it existed before January 1, 1978, is revived.

Section 34, ch. 122, SLA 1977:

* **Sec. 34.** Section 33 of this Act takes effect upon the condition and at the time that:

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(1) a decision of a federal court of competent jurisdiction, which decision is not subject to appeal or for which the time in which to appeal has run without and appeal having been taken, that the requirement of 26 U.S.C. 3304(a)(6) is unconstitutional becomes final; or

(2) Congressional repeal of 26 U.S.C. 3304(a)(6) takes effect in accordance with law.

KLK:plm:med
09-023.med

STATE OF ALASKA

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

SARAH PALIN, GOVERNOR

P.O. BOX 110300
JUNEAU, ALASKA 99811-0300
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February 26, 2009

The Honorable Jay B. Ramras, Chair
House Judiciary Committee
Alaska State Legislature
State Capital, Room 118
Juneau, Alaska 99801-1182

Re: 2009 Revisor's Bill - HB 152


Dear Representative Ramras:

The Department of Law has reviewed HB 152, 2009 revisor of statutes' bill. The bill makes technical improvements in the statutes. We believe these improvements are appropriate and will assist making necessary clarifications in the statutes.

If you need additional information, please let me know.

Sincerely,

RICHARD A. SVOBODNY
ACTING ATTORNEY GENERAL

By: 
Deborah E. Behr
Chief Assistant Attorney General

DEB:ajh

cc: Jerry Gallagher, Legislative Director, Office of the Governor
Kathryn Kurtz, Assistant Revisor of Statutes, Legislative Affairs Agency

Title 1. General Provisions.

Chapter

05. Alaska Statutes (§§ 01.05.006—01.05.036)
10. Laws and Statutes (§§ 01.10.010 — 01.10.110)

Revisor's notes. — The provisions of this title were redrafted in 1982 to remove personal pronouns pursuant to § 4, ch. 58, SLA 1982, and in 1982, 1990, and 2000 to make other minor word changes.

Chapter 05. Alaska Statutes.

Section

06. Adoption of Alaska Statutes
11. Designation and citation
16. Effect of adoption
21. Effect of repeal on prior offenses and punishments

Section

26. Supplements as part of Alaska Statutes
31. Revision of statutes
36. Improvement of statutes

Collateral references. — 73 Am. Jur. 2d, Statutes, § 1 et seq.

82 C.J.S., Statutes, § 1 et seq.

Sec. 01.05.006. Adoption of Alaska Statutes. The bulk formal revision of the laws of Alaska which was authorized by AS 24.20.070 and prepared under the direction of the Alaska Legislative Council and published by The Michie Company, legal publishers, of Charlottesville, Virginia, and titled "Alaska Statutes," as set out in the 47 titles of the Alaska Statutes, but not including the table of contents, indexes, citations to Alaska Compiled Laws Annotated, 1949, and session laws, chapter, article, section, subsection, and paragraph headings, annotations, collateral references, notes, and decisions, is adopted and enacted as the general and permanent law of Alaska. (§ 1 ch 1 SLA 1963)

Cross references. — For exception to provision that section headings are not a part of the law, see AS 45.01.109.

Editor's notes. — Section 2, ch. 1, SLA 1963,

repealed all general and permanent laws enacted by the territorial and state legislatures before the convening of the regular session of the Third State Legislature on January 28, 1963.

NOTES TO DECISIONS

Applied in Ketchikan Retail Liquor Dealers Ass'n v. State, ABC Bd., 602 P.2d 434 (Alaska 1979).

Quoted in Employment Sec. Comm'n v. Wilson, 461 P.2d 425 (Alaska 1969).

Cited in Larson v. State, 564 P.2d 365 (Alaska 1977); Anderson v. Municipality of Anchorage, 645

P.2d 205 (Alaska Ct. App. 1982); Schnabel v. State, 663 P.2d 960 (Alaska Ct. App. 1983); Rollins v. State ex rel. Municipality of Anchorage, 748 P.2d 767 (Alaska Ct. App. 1988); Schouten v. State, 77 P.3d 739 (Alaska Ct. App. 2003).

Sec. 01.05.010. Adoption of revision. [Repealed, § 2 ch 1 SLA 1963.]

Sec. 01.05.011. Designation and citation. The bulk formal revision of Alaska law adopted and enacted into law by AS 01.05.006 and as amended and supplemented is known as the "Alaska Statutes" and may be cited "AS" followed by the number of the title, chapter, and section, separated by periods. For example, this title may be cited "AS 01";

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: February 25, 2009

FURTHER REFERRALS:

Date of Committee Action: 3/19/09

The JUDICIARY Committee considered:

HOUSE BILL NO. 152

"An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes; providing for an effective date by repealing the effective date of sec. 33, ch. 122, SLA 1977; and providing for an effective date."

HB 152 2009 REVISOR'S BILL

Recommends it be replaced with HCS or CS for _____ (_____)
 For Senate Bills with new title: Technical Title New Title: HCR _____ Same Title New Title

- attach amendments
- add new referral to _____ Committee
- Letter of Intent _____ Committee

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

<u>NEW FISCAL NOTES</u>				
*Assigned by Chief Clerk's Office				
List by Dept(s):	*FN#	Fiscal	Indet.	Zero
ADM LAD				✓

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

<u>Signing with recommendations</u>	Printed Last Name	DP	DNP	NR	AM
	Lynn Coyhill	✓		X	
	John Gatto			X	
	Holmes			X	
Chair:	RNURAS	✓			
Chair:					

