

SB

173

<TARGET><BILL>SB 173</BILL><SUBJECT>SB
173</SUBJECT><COMM>SJUD27</COMM></TARGET>

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

Bill Version SB 173
 Fiscal Note Number _____
 () Publish Date _____

Identifier (file name) SB173-LAW-CIV-01-27-12 Dept. Affected Law
 Title An Act making corrective amendments to the Alaska Statutes as recommended by the revisor of statutes. Appropriation Civil
 Allocation Legislation/Regulations
 Sponsor Rules by request of Legislative Council
 Requester (S) Judiciary OMB Component Number 2209

Expenditures/Revenues (Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates					
			FY13	FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES								
Personal Services								
Travel								
Services								
Commodities								
Capital Outlay								
Grants, Benefits								
Miscellaneous								
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE		(Thousands of Dollars)						
1002	Federal Receipts							
1003	GF Match							
1004	GF							
1005	GF/Prgm (DGF)							
1037	GF/MH (UGF)							
1178	temp code (UGF)							
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS								
Full-time								
Part-time								
Temporary								

CHANGE IN REVENUES								
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Estimated SUPPLEMENTAL (FY12) operating costs _____ (separate supplemental appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY13) costs _____ (separate capital appropriation required)
 (discuss reasons and fund source(s) in analysis section)

Why this fiscal note differs from previous version (if initial version, please note as such)

Not applicable, initial version.

Prepared by Eileen Donahue, Division Operations Manager
 Division Administrative Services
 Approved by Richard Svobodny, Acting Attorney General
Department of Law

Phone 465-5427
 Date/Time 1/27/12 1:20 PM
 Date 1/27/2012

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

BILL NO. SB 173

Analysis

SB 173 makes technical improvements to the Alaska Statutes. SB 173 should have no fiscal impact on Department of Law.

LEGAL SERVICES

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MEMORANDUM

January 23, 2012

SUBJECT: Sectional Summary of the 2012 Revisor's Bill
(Work Order No. 27-LS0888\A)

TO: Senator Hollis French
Chair of the Senate Judiciary Committee

FROM: Kathryn L. Kurtz *KK*
Assistant Revisor

The following is a sectional summary of the 2012 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 1 - 3, 7 - 12, and 14 amend or repeal provisions that have become obsolete.

Sections that correct errors or oversights: Sections 4 - 6 correct errors or oversights.

Sections that improve the form or substance of the law: Section 13 proposes an amendment to improve the form or substance of the statutory law of Alaska.

SECTION 1. Amends AS 18.50.165(a) to remove the phrase "on and after July 1, 1997" in two places. The subsection requires the state registrar of vital statistics to prepare a form for acknowledging paternity under AS 25.20.055. The date is long past, along with any transition period needed to adapt to the requirements specified -- the date reference has become obsolete.

SECTION 2. Amends AS 18.56.110(g) to remove the phrase "beginning after June 30, 1983". This subsection has been in place since 1981. The limitation it expresses originally applied to periods beginning after June 30, 1982; that was extended by sec. 2,

ch. 35, SLA 1982, to apply to periods beginning after June 30, 1983. Given the length of time the provision has now been in place, the date reference has become obsolete.

SECTION 3. Amends AS 26.05.060 to remove references to 48 U.S.C. 473 - 479, part of a larger portion of the federal code that was omitted from the 1970 (and subsequent) editions of the United States Code because it related to Alaska as a territory. Since those sections became obsolete for federal purposes when Alaska achieved statehood, the reference to them here in the Alaska Statutes is also obsolete. The section retains language that makes the Alaska National Guard and the Alaska Naval Militia subject to all applicable federal laws.

SECTION 4. Amends AS 29.60.800 to change the name of the "municipal harbor facility grant fund" to the "harbor facility grant fund", in order to match the changes made in secs. 6 and 7, ch. 7, SLA 2011. Those sections made regional housing authorities eligible to apply for the harbor facility grants, and removed the word "municipal" in reference to those grants in AS 29.60.810 and 29.60.820.

SECTION 5. Amends AS 42.05.711(r) to remove a definition of the term "renewable energy resources" by reference to AS 42.45.045, since that section is the subject of a delayed repeal scheduled to occur in 2013. The text of the definition now found in AS 42.45.045 is added to AS 42.05.711 by the following section of this bill, so that AS 42.05.711 will not be affected by the repeal of AS 42.45.045. Also changes a reference to the effective date of the subsection to August 31, 2010, the actual effective date of the subsection.

SECTION 6. Amends AS 42.05.711 by adding a new subsection. See the analysis for the previous section.

SECTION 7. Amends AS 43.20.014(f)(1), which defines "school district" by reference to the definition in AS 14.03.126 (repealed by sec. 8, ch. 41, SLA 2006, effective June 30, 2009). This bill section removes the reference to AS 14.03.126, and inserts the text of the definition from that section as it read prior to the repeal.

SECTION 8. In AS 43.55.019(g)(1), substitutes a reference to the definition of "school district" in AS 43.20.014, as amended by sec. 7, for a reference to AS 14.03.126, which has been repealed. See Sec. 7 for further explanation.

SECTION 9. In AS 43.56.018(f)(1), substitutes a reference to the definition of "school district" in AS 43.20.014, as amended by sec. 7, for a reference to AS 14.03.126, which has been repealed. See Sec. 7 for further explanation.

SECTION 10. In AS 43.65.018(f)(1), substitutes a reference to the definition of "school district" in AS 43.20.014, as amended by sec. 7, for a reference to AS 14.03.126, which has been repealed. See Sec. 7 for further explanation.

SECTION 11. In AS 43.75.018(f)(1), substitutes a reference to the definition of "school district" in AS 43.20.014, as amended by sec. 7, for a reference to AS 14.03.126, which has been repealed. See Sec. 7 for further explanation.

SECTION 12. In AS 43.77.045(f)(1), substitutes a reference to the definition of "school district" in AS 43.20.014, as amended by sec. 7, for a reference to AS 14.03.126, which has been repealed. See Sec. 7 for further explanation.

SECTION 13. Amends AS 44.62.190, relating to notice of the proposed adoption, amendment or repeal of a regulation. The paragraph amended, AS 44.62.190(a)(6), provides for electronic notice of these changes to legislators. The amendment deletes the qualifying phrase "if the state agency has the technological capability," because, according to the Regulations Attorney at the Department of Law, all state departments now have this capability. This section also deletes the clause permitting an agency that does not have the technological capability to furnish electronic notification to legislators through an alternative method.

SECTION 14. Repeals AS 21.27.380(f), which provides for the renewal of two year trainee licenses issued to a managing general agent, reinsurance intermediary broker, reinsurance intermediary manager, or surplus lines broker. The provisions permitting issuance of those two year trainee licenses, AS 21.27.600, 21.27.680, 21.27.740, and 21.27.800, were repealed by sec. 53, ch. 96, SLA 2004, making the renewal provision in AS 21.27.380(f) superfluous.

SECTION 15. Provides for an immediate effective date.

TEXT OF REPEALED PROVISION

AS 21.27.380(f):

(f) A two-year trainee license issued to a managing general agent, reinsurance intermediary broker, reinsurance intermediary manager, or surplus lines broker may be renewed only once.

KLK:plm
12-039.plm

STATE OF ALASKA

SEAN PARNELL, GOVERNOR

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

P.O. BOX 110300
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January 23, 2012

Senator Hollis French, Chair
Senate Judiciary Committee
Alaska State Legislature
State Capitol, Room 417
Juneau, Alaska 99801-1182

Re: Hearing Request re: 2012 Revisor's Bill (SB 173)

Dear Senator French:

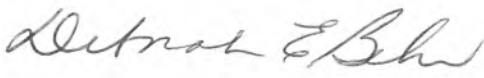
The Department of Law would appreciate scheduling of the above bill for a hearing in your committee, at your earliest convenience. The bill makes important technical improvements in Alaska law.

We have reviewed the bill and have found no legal concerns.

If you have any questions, please feel free to contact me.

Sincerely,

RICHARD SVOBODNY
ACTING ATTORNEY GENERAL

By: 
Deborah E. Behr
Chief Assistant Attorney General

DEB:pav

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

STATE OF ALASKA

SEAN PARNELL, GOVERNOR

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

P. O. BOX 110300
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January 24, 2012

Senator Hollis French, Chair
Senate Judiciary Committee
Alaska State Legislature
State Capitol, Room 417
Juneau, Alaska 99801-1182

Re: 2012 Revisor's Bill (SB 173)

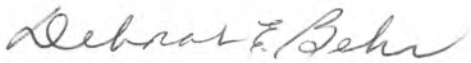
Dear Senator French:

The Department of Law has reviewed the 2012 revisor's bill (SB 173).

The bill presents no legal issues.

Sincerely,

RICHARD SVOBODNY
ACTING ATTORNEY GENERAL

By: 
Deborah E. Behr
Chief Assistant Attorney General

RXS:DEB:pav

cc: Kathryn Kurtz, Assistant Revisor of Statutes, Legislative Affairs Agency
Heather Brakes, Legislative Director, Office of the governor
Cori Badgley, Legislative Liaison, Civil Division