

Leg. Finance - Finance Comte Files (1971-72) 8879

HCR 45 cont., 46, 47, 52, 55, HJR 120 27

aforesaid, the Bonds specified in said notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for the payment of the redemption price of all the Bonds to be redeemed, together with interest to the redemption date, shall be on deposit with the Trustee on said date, then from and after the redemption date interest on such Bonds shall cease to accrue and become payable and the coupons for interest appertaining thereto maturing subsequent to the redemption date shall be void.

The Bonds are not a debt of the State of Alaska, or of any political or municipal corporation or other subdivision of the State, except the Authority.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of Alaska or by the Act or the Trust Indenture to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed, and that the issue of the Bonds, together with all other indebtedness of the Authority, is in full compliance with all constitutional and statutory provisions.

It is further hereby recited that this bond is issued in the financing of a public building project under Section 10 to Section 290, inclusive, of Chapter 55 of Title 18, Alaska Statutes.

Neither this bond nor any coupons for interest thereon shall be entitled to any security, right or benefit under the Trust Indenture or be valid or obligatory for any purpose, unless the certificate of authentication hereon has been duly executed by the Trustee.

IN WITNESS WHEREOF, Alaska State Housing Authority has caused this bond to be signed in its name and on its behalf by the manual or facsimile signature of its Chairman or Acting Chairman and its corporate seal (or a facsimile thereof) to be hereunto affixed, imprinted or otherwise reproduced and attested by the manual or facsimile signature of its Secretary or an Assistant Secretary and coupons for interest, bearing and signed by the facsimile signature of its Chairman or Acting Chairman, to be hereunto attached, all as of the first day of January, 1972.

ALASKA STATE HOUSING AUTHORITY

By .....  
Chairman

Attest:

.....  
Secretary

[FORM OF PROVISIONS FOR REGISTRATION]

NOTICE: No Writing Below Except By the Trustee as Registrar:

Date of Registration	Name of Registered Owner	Authorized Signature of Registrar
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....

of competent jurisdiction to appoint a successor Trustee. Such court may thereupon, after such notice, if any, as such court may deem proper and prescribe, appoint a successor Trustee.

Any Trustee hereafter appointed shall be a national banking association, bank or trust company duly authorized to exercise corporate trust powers and having at the time of its appointment, a combined capital and surplus aggregating not less than Five Million Dollars (\$5,000,000).

SECTION 914. Every successor Trustee appointed hereunder shall execute, acknowledge and deliver to its predecessor, and also to the Authority, an instrument in writing accepting such appointment hereunder, and thereupon such successor Trustee, without any further act, shall become fully vested with all the rights, immunities, powers and trusts, and subject to all the duties and obligations, of its predecessor; but such predecessor shall, nevertheless, on the written request of its successor or of the Authority and upon payment of the compensation, expenses, charges and other disbursements of such predecessor which are due and payable pursuant to the provisions of Section 905 of this Trust Indenture, execute and deliver an instrument transferring to such successor Trustee all the rights, immunities, powers and trusts of such predecessor hereunder; and every predecessor Trustee shall deliver all property and moneys held by it hereunder to its successor. Should any instrument in writing from the Authority be required by any successor Trustee for more fully and certainly vesting in such Trustee the rights, immunities, powers and trusts hereby vested or intended to be vested in the predecessor Trustee, any such instrument in writing shall and will, on request, be executed, acknowledged and delivered by the Authority.

Notwithstanding any of the foregoing provisions of this Article, any bank or trust company having power to perform the duties and execute the trusts of this Trust Indenture and otherwise qualified to act as Trustee hereunder with or into which the bank or trust company acting as Trustee may be merged or consolidated, or to which the assets and business of such bank or trust company may be sold, shall be deemed the successor of the Trustee.

SECTION 915. The Trustee shall be entitled to receive, and shall be fully protected in relying upon, the opinion of any counsel approved by it in respect of any action taken or suffered by it hereunder in good faith and in accordance with such opinion of counsel.

ARTICLE X

EXECUTION OF INSTRUMENTS BY BONDHOLDERS AND PROOF OF OWNERSHIP OF BONDS

SECTION 1001. Any request, direction, consent or other instrument in writing required or permitted by this Trust Indenture to be signed or executed by bondholders may be in any number of concurrent instruments of similar tenor, and may be signed or executed by such bondholders in person or by agent appointed by an instrument in writing. Proof of the execution of any such instrument and of the ownership of bonds shall be sufficient for any purpose of this Trust Indenture, and shall be conclusive in favor of the Trustee with regard to any action taken under such instrument, if made in the following manner:

(a) The fact and date of the execution by any person of any such instrument may be proved by the verification of any officer in any jurisdiction who, by the laws thereof, has power to take affidavits within such jurisdiction, to the effect that such instrument was subscribed and sworn to before him, or by an affidavit of a witness to such execution. Where such execution is by an officer of a corporation, association or member of a partnership on behalf of such corporation, association or partnership, his authority to execute such certificate or affidavit shall be sufficiently proved by his execution thereof.

(b) The fact of the holding of coupon bonds by any bondholder and the amount and the numbers of such bonds and the date of his holding the same (unless such bonds be registered) may

Vesting of Trusts in Successor Trustee.

Opinion of Counsel.

Execution of Instruments by Bondholders.

Trustee May Deal in Bonds.

Trustee Not Responsible for Recitals.

Trustee May Rely on Documents.

Resignation of Trustee.

Removal of Trustee.

Appointment of Successor Trustee.

notified in writing of such event of default by the holders of not less than ten per centum (10%) in principal amount of the series of bonds then outstanding with respect to which an event of default has occurred.

SECTION 908. The bank or trust company acting as Trustee under this Trust Indenture, and its directors, officers, employees or agents, may in good faith buy, sell, own, hold and deal in any of the bonds or coupons issued under and secured by this Trust Indenture, and may join in any action which any bondholder may be entitled to take with like effect as if such bank or trust company were not the Trustee under this Trust Indenture.

SECTION 909. The recitals, statements and representations contained herein and in the bonds (excluding the Trustee's certificate on the bonds) shall be taken and construed as made by and on the part of the Authority and not by the Trustee and the Trustee neither assumes nor shall be under any responsibility for the correctness of the same.

SECTION 910. The Trustee shall be protected and shall incur no liability in acting or proceeding, or in not acting or not proceeding, in good faith, reasonably and in accordance with the terms of this Trust Indenture, upon any resolution, order, notice, request, consent, waiver, certificate, statement, affidavit, requisition, bond or other paper or document which it shall in good faith reasonably believe to be genuine and to have been adopted or signed by the proper board or person, or to have been prepared and furnished pursuant to any of the provisions of this Trust Indenture, or upon the correctness of any written opinion of any attorney or accountant believed by the Trustee to be qualified in relation to the subject matter. The Trustee shall not be bound to recognize any person as a holder of any bond or coupon for the purpose of taking any action at his request, unless such bond or coupon shall be deposited with the Trustee.

SECTION 911. The Trustee may resign and thereby become discharged from the trusts hereby created by notice in writing to be given to the Authority and by notice published in each of the authorized newspapers not less than thirty (30) days before such resignation is to take effect, but such resignation shall take effect immediately upon the appointment of a new Trustee, if such new Trustee shall be appointed before the time limited by such notice and shall then accept the trusts hereof.

SECTION 912. The Trustee may be removed at any time by an instrument or concurrent instruments in writing, signed by the holders of not less than a majority in principal amount of the Construction Bonds and of the Acquisition Bonds then outstanding, and filed with the Authority. A photostatic copy of each such instrument shall be delivered promptly by the Authority to the Trustee.

SECTION 913. If at any time the Trustee shall resign, or shall be removed, be dissolved or otherwise become incapable of acting, or the bank or trust company acting as Trustee shall be taken over by any governmental official, agency, department or board, the position of Trustee shall thereupon become vacant. If the position of Trustee shall become vacant for any of the foregoing reasons or for any other reason, the Authority shall appoint a successor Trustee to fill such vacancy. The Authority shall cause notice of any such appointment made by it to be published in each of the authorized newspapers.

At any time within one (1) year after any such vacancy shall have occurred, the holders of a majority in principal amount of the Construction Bonds and of the Acquisition Bonds then outstanding, by an instrument or concurrent instruments in writing, signed by such bondholders or their attorneys in fact thereunto duly authorized and filed with the Authority, may appoint a successor Trustee, which shall supersede any Trustee theretofore appointed by the Authority. Photostatic copies of each such instrument shall be delivered promptly by the Authority to the predecessor Trustee and to the Trustee so appointed by the bondholders.

If no appointment of a successor Trustee shall be made pursuant to the foregoing provisions of this Section, the holder of any bond outstanding hereunder or any retiring Trustee may apply to any court

[FORM OF COUPON]

No. .... \$.....

Form of Coupon.

On the first day of (unless the bond hereinafter mentioned shall have been duly called for previous redemption and payment of the redemption price made or duly provided for) Alaska State Housing Authority will pay to the bearer at the principal office in the City of San Francisco, California, of Bank of America National Trust and Savings Association, paying agent of the Authority, or at the principal office of its successor as such paying agent, upon surrender of this coupon, Dollars (\$) in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts, being six months' interest then due on its Alaska State Housing Authority State Lease Revenue Bond (1972 Project) No. ....

..... Chairman, Alaska State Housing Authority

WHEREAS, the Authority has determined that each fully registered bond shall be in substantially the form of the coupon bond hereinabove set forth with such insertions or variations as may be required and permitted by the Trust Indenture, except that there shall be no coupons to be attached thereto and no provisions for registration to be endorsed thereon and that the first, fifth, twelfth and thirteenth paragraphs thereof shall be in substantially the following forms respectively:

FIRST PARAGRAPH

The Alaska State Housing Authority (herein called the "Authority"), a public corporate authority created and existing under and by virtue of the laws of the State of Alaska, acknowledges itself indebted and for value received hereby promises to pay to, or registered assigns, on the First day of October, 19, upon presentation and surrender hereof, the principal sum of Dollars (\$) and to pay to the registered owner hereof interest on such principal sum from the date hereof until the Authority's obligation with respect to the payment of such principal sum shall be discharged as provided in the Trust Indenture hereinafter mentioned, at the rate of per centum (%) per annum, payable on the first days of April and October in each year. This bond, as to principal and interest and redemption price when due, will be payable at the principal office in the City of San Francisco, California, of Bank of America National Trust and Savings Association, paying agent of the Authority, or at the principal office of its successor as such paying agent, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Provisions of Registered Bond Without Coupons.

FIFTH PARAGRAPH

This bond is transferable, as provided in the Trust Indenture, only upon the books of the Authority kept for that purpose at the principal office of the Trustee, by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Trustee duly executed by the registered owner or such duly authorized attorney, and thereupon the Authority shall issue in the name of the transferee a new fully registered Bond or Bonds or, at the option of the transferee, a coupon Bond or Bonds with appropriate coupons attached, of the same aggregate principal amount, maturity and interest rate as the surrendered bond as provided in the Trust Indenture and upon the payment of the charges therein prescribed. The Authority, the Trustee and the paying agent of the Authority may treat and consider the person in whose name this Bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price and interest due hereon and for all other purposes whatsoever.

TWELFTH AND THIRTEENTH PARAGRAPHS

This bond shall not be entitled to any security, right or benefit under the Trust Indenture or be valid or obligatory for any purpose, unless the certificate of authentication hereon has been duly executed by the Trustee.

IN WITNESS WHEREOF, Alaska State Housing Authority has caused this bond to be signed in its name and on its behalf by the manual or facsimile signature of its Chairman or Acting Chairman, and its corporate seal (or a facsimile thereof) to be hereunto affixed, imprinted, or otherwise reproduced, and attested by the manual or facsimile signature of its Secretary or an Assistant Secretary, all as of the day of

ALASKA STATE HOUSING AUTHORITY

By ..... Chairman

Attest: ..... Secretary

WHEREAS, the Authority has determined that the Certificate of Authentication to be endorsed on all bonds hereunder shall be in substantially the following form:

[FORM OF CERTIFICATE OF AUTHENTICATION OF ALL BONDS] TRUSTEE'S CERTIFICATE OF AUTHENTICATION

Certificate of Authentication.

This bond is one of the Alaska State Housing Authority State Lease Revenue Bonds (1972 Project) issued under the provisions of the within-mentioned Trust Indenture.

BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION Trustee

By ..... Authorized Signature

and

WHEREAS, by virtue of the Act, the Authority is authorized to issue bonds as hereinafter provided and limited, to enter into this Trust Indenture and to do or cause to be done all the acts and things herein provided or required to be done as hereinafter covenanted; and

Powers Under the Act.

WHEREAS, the Authority has in its discretion determined that the bonds shall be secured by this Trust Indenture and has ascertained and determined that the provisions herein contained for protecting and enforcing the rights and remedies of the holders of the bonds are reasonable and proper and in accordance with law, that this Trust Indenture is necessary to the performance of its duties and the execution of its powers under the Act and does deem and determine all of the provisions herein contained to be reasonable and proper for the security of the holders of the bonds; and

Compliance of Trust Indenture With the Act.

WHEREAS, the execution and delivery of this Trust Indenture have been duly authorized by resolution of the Authority; and

Authorization of Trust Indenture.

in which it may be made defendant, or to take any steps in the execution of the trusts hereby created or in the enforcement of any rights and powers hereunder, until it shall be indemnified to its satisfaction against any and all costs and expenses, outlays, and counsel fees and other reasonable disbursements, and against all liability. The Trustee may, nevertheless, begin suit, or appear in and defend suit, or do anything else in its judgment proper to be done by it as such Trustee, without indemnity, and in any such case the Authority shall reimburse the Trustee for all costs and expenses, outlays and counsel fees and other reasonable disbursements properly incurred in connection therewith. If the Authority shall fail to make such reimbursement, the Trustee may reimburse itself from any moneys in its possession under the provisions of this Trust Indenture and shall be entitled to a preference therefor over any of the bonds or coupons outstanding hereunder.

SECTION 903. The Trustee shall be under no obligation to effect or maintain insurance, or to renew any policies of insurance, or to inquire as to the sufficiency of any policies of insurance carried by the Authority and the State, or either of them. The Trustee shall have no responsibility in respect of the validity or sufficiency of this Trust Indenture on the part of the Authority.

Limitation on Trustee's Responsibility.

SECTION 904. The Trustee shall not be liable or responsible because of the failure of the Authority or the State or any of its employees or agents to make any collections or deposits, or to perform any act herein required of the Authority or its employees or agents. The Trustee shall not be responsible for the application of any of the proceeds of the bonds or any other moneys deposited with it and paid out, invested, withdrawn or transferred in accordance with the provisions of this Trust Indenture. The immunities and exemptions from liability of the Trustee hereunder shall extend to its directors, officers, employees and agents.

Further Limitations on Trustee's Responsibility.

SECTION 905. Subject to the provisions of any contract between the Authority and the Trustee, the Authority shall, from its available revenues, pay to the Trustee reasonable compensation (which shall not be limited by any provision of law with respect to the compensation of a trustee of an express trust) for all services performed by it hereunder, and also all its reasonable expenses, charges and other disbursements and those of its attorneys, agents and employees incurred in and about the administration and execution of the trusts hereby created and the performance of its powers and duties hereunder, and from such available revenues only, shall indemnify and save the Trustee harmless against any liabilities which it may incur in the exercise and performance of its powers and duties hereunder.

Compensation and Indemnification of Trustee.

SECTION 906. In case at any time it shall be necessary or desirable for the Trustee to make any investigation respecting any fact preparatory to taking or not taking any action, or doing or not doing anything as such Trustee, and in any case in which this Trust Indenture provides for permitting or taking any action, the Trustee may conclusively rely as to the truth of the statements made in any resolution, order, notice, request, waiver, certificate, statement, affidavit, requisition, bond or other paper or document required or permitted to be filed with it under the provisions of this Trust Indenture but, unless otherwise specifically provided herein, the Trustee shall be under a duty to examine such instruments to determine whether or not they conform to the requirements of this Trust Indenture. Except as otherwise provided in this Trust Indenture, any request, notice or other instrument from the Authority to the Trustee shall be deemed to have been signed by the proper party or parties if signed by the Chairman or Vice-Chairman and the Secretary of the Authority and the Trustee may accept a certificate signed by the Secretary of the Authority as to any action taken by the Authority.

Trustee May Rely on Certificates.

The determination of the Trustee as to whether an event of default has occurred only with respect to the Acquisition Bonds or only with respect to the Construction Bonds or with respect to all the bonds shall be conclusive. The Trustee may rely on opinion of counsel which it may select and shall be fully protected by opinion of such counsel concurring in such determination.

SECTION 907. Except as otherwise provided in this Trust Indenture, the Trustee shall not be obligated to take notice or be deemed to have notice of any event of default hereunder, unless specifically

Notice of Default to Trustee.

(20%) in principal amount of the series of bonds affected by such default or breach of trust or duty then outstanding shall have made written request of the Trustee after the right to exercise such powers or right of action, as the case may be, shall have accrued, and shall have afforded the Trustee a reasonable opportunity either to proceed to exercise the powers herein granted, or to institute such suit, action, mandamus, or other proceedings in its or their name, and unless, also, there shall have been offered to the Trustee security and indemnity against the costs, expenses and liabilities to be incurred therein or thereby, and the Trustee shall have refused or neglected to comply with such request within sixty days; and such notification, request and offer of indemnity are hereby declared in every such case, at the option of the Trustee, to be conditions precedent to the execution of the powers and trusts of this Trust Indenture. It is understood and intended that no one or more holders of the Construction Bonds or Acquisition Bonds hereby secured shall have any right in any manner whatever by his or their action to affect, disturb or prejudice the security of this Trust Indenture, or to enforce any right hereunder, except in the manner herein provided, and that all proceedings at law or in equity shall be instituted, had and maintained in the manner herein provided.

Actions by  
Trustee.

SECTION 808. All rights of action under this Trust Indenture or under any of the bonds, enforceable by the Trustee, may be enforced by it without the possession of any of the bonds or the coupons appertaining thereto or the production thereof on the trial or other proceeding relative thereto, and any such suit, action or proceeding instituted by the Trustee shall be brought in its name for the benefit of all the holders of such bonds and coupons, subject to the provisions of this Trust Indenture.

No Remedy  
Exclusive.

SECTION 809. No remedy herein conferred upon or reserved to the Trustee or to the holders of the bonds is intended to be exclusive of any other remedy or remedies, and each and every such remedy shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity or by statute.

Delay or  
Omission.

SECTION 810. No delay or omission of the Trustee or of any holder of the bonds to exercise any right or power accruing upon any default shall impair any such right or power or shall be construed to be a waiver of any such default or an acquiescence therein; and every power and remedy given by this Trust Indenture to the Trustee and the holders of the bonds, respectively, may be exercised from time to time and as often as may be deemed expedient.

The Trustee may, and upon written request of the holders of not less than a majority in principal amount of the series of bonds then outstanding with respect to which a default has occurred shall, waive any default with respect to such series of bonds which in its opinion shall have been remedied before the completion of the enforcement of any remedy under this Trust Indenture, but no such waiver shall extend to or affect any other existing or any subsequent default or defaults or impair any rights or remedies consequent thereon.

Right to Enforce  
Payment of Bonds  
Unimpaired.

SECTION 811. Nothing in this Article contained shall affect or impair the right of any bondholder to enforce the payment of the principal of and interest on his bonds, or the obligation of the Authority to pay the principal of and interest on each bond issued hereunder to the holder thereof at the time and place in said bond and the appurtenant coupons, if any, expressed.

## ARTICLE IX

### CONCERNING THE TRUSTEE

Acceptance of  
Trusts.

SECTION 901. The Trustee accepts and agrees to execute the trusts imposed upon it by this Trust Indenture, but only upon the terms and conditions and subject to the provisions of this Trust Indenture, to all of which the parties hereto and the respective holders of the bonds agree.

Trustee Entitled  
to Indemnity.

SECTION 902. The Trustee shall be under no obligation to institute any suit, or to take any remedial proceeding under this Trust Indenture, or to enter any appearance or in any way defend in any suit

WHEREAS, all acts, conditions and things required by the Constitution and the laws of the State of Alaska to happen, exist and be performed precedent to and in the execution and delivery of this Trust Indenture have happened, exist and have been performed as so required, in order to make this Trust Indenture a valid, binding and legal trust indenture for the security of the bonds in accordance with its terms; and

Conditions  
Precedent

WHEREAS, the Trustee has accepted the trusts created by this Trust Indenture and in evidence thereof has joined in the execution hereof;

Acceptance of  
Trusts.

NOW, THEREFORE, THIS TRUST INDENTURE WITNESSETH, that in consideration of the acceptance by the Trustee of the trusts hereby created, and of the purchase and acceptance of the bonds by the holders thereof, and for the purpose of fixing and declaring the terms and conditions upon which the bonds are to be issued, authenticated, delivered, secured and accepted, and in order to secure the payment of all the bonds and the interest thereon according to their tenor, purport and effect, and in order to secure the performance and observance of all of the covenants, agreements and conditions therein and herein contained, the Authority has pledged and assigned, and does hereby pledge and assign, to the Trustee the 1972 Construction Project Rentals to the extent provided in this Trust Indenture, as security for the payment of the Construction Bonds and the interest thereon, and as security for the satisfaction of any other obligation assumed by it in this Trust Indenture in connection with the Construction Bonds, and the Authority has pledged and assigned, and does hereby pledge and assign, to the Trustee the 1972 Acquisition Project Rentals to the extent provided in this Trust Indenture, as security for the payment of the Acquisition Bonds and the interest thereon, and as security for the satisfaction of any other obligation assumed by it in this Trust Indenture in connection with such Acquisition Bonds, and it is mutually agreed and covenanted by and between the parties hereto, for the benefit and security of all and singular the present and future holders of the bonds and interest coupons issued and to be issued under this Trust Indenture, as follows:

Agreement of Parties  
and Pledge  
and Assignment.

## ARTICLE I

### DEFINITIONS AND CONSTRUCTION

SECTION 101. In this Trust Indenture unless a different meaning clearly appears from the context, the following words and terms shall have the following meanings respectively:

Meaning of  
Words and Terms.

(1) The term "Act" shall have the meaning given or ascribed to such term in the recitals of this Trust Indenture;

(2) The term "Agreement of Lease No. 11" shall mean the agreement so entitled duly executed by the State and the Authority and dated as of January 11, 1972;

(3) The term "Agreement of Lease No. 12" shall mean the agreement so entitled duly executed by the State and the Authority and dated as of January 11, 1972;

(4) All references herein to "Articles", "Sections" and other subdivisions are to corresponding Articles, Sections, or subdivisions of this Trust Indenture; and the words "herein", "hercof", "hereunder" and other words of similar import refer to this Trust Indenture as a whole and not to any particular Article, Section or subdivision hereof;

(5) The term "authorized newspapers" shall mean (a) a newspaper published in the City of Anchorage, Alaska, and (b) a newspaper or financial journal published in the Borough of Manhattan, City and State of New York, each of which newspapers is customarily published at least once a day for at least five days (other than legal holidays) in each calendar week, printed in the English language, and of general circulation in the City in which it is published;

(6) The term "Authority" shall have the meaning given or ascribed to such term in the recitals of this Trust Indenture;

(7) The term "authorized Officer of the Authority" shall mean the Chairman, the Vice-Chairman, the Secretary or the Comptroller of the Authority, or, when used with reference

Meaning of  
Words and Terms.

to an act or document, any other person authorized by resolution of the Authority to perform such act or sign such document;

(8) The term "bond" shall mean any of the nine million four hundred ten thousand dollars (\$9,410,000) principal amount of Alaska State Housing Authority State Lease Revenue Bonds, authenticated and delivered pursuant to the provisions of this Trust Indenture and the term "Construction Bond" shall mean any of the Eight Million Two Hundred Eighty Thousand Dollars (\$8,280,000) of said bonds to be additionally designated "(1972 Construction Project)" issued pursuant to Section 2.08(a) to pay costs of the 1972 Construction Project and the term "Acquisition Bond" shall mean any of the One Million One Hundred Thirty Thousand Dollars (\$1,130,000) of said bonds to be additionally designated "(1972 Acquisition Project)" issued pursuant to Section 2.08(b) to pay costs of the 1972 Acquisition Project;

(9) The term "bondholder" or "holder" or any similar term, when used with reference to a bond or bonds, shall mean any person who shall be a bearer of any outstanding coupon bond or bonds registered to bearer or not registered, or the registered owner of any outstanding coupon bond or bonds which shall at the time be registered other than to bearer or the registered owners of any fully registered bond without coupons;

(10) The term "Bond Registrar" shall mean the Trustee;

(11) The term "1972 Acquisition Project Administrative Expenses" shall mean the Administrative Expenses as defined in Section 1.01 of Agreement of Lease No. 12 for the 1972 Acquisition Project;

(12) The term "1972 Acquisition Project Bond Service Fund" shall mean the fund created and established by Section 503;

(13) The term "1972 Project Acquisition Account" shall mean the account created and established by Section 408 pursuant to Section 2.04 of Agreement of Lease No. 12 for the 1972 Acquisition Project;

(14) The term "1972 Acquisition Project" shall have the meaning given or ascribed to such term in the recitals of this Trust Indenture and the same meaning given or ascribed to such term in Section 1.01 of Agreement of Lease No. 12;

(15) The term "1972 Acquisition Project Rentals" shall mean the Annual Rental payable by the State pursuant to Section 4.01 of Agreement of Lease No. 12, including any proceeds of insurance paid in lieu of such rental with respect to the 1972 Acquisition Project, pursuant to Section 3.04(c) of Agreement of Lease No. 12;

(16) The term "1972 Construction Project Administrative Expenses" shall mean the Administrative Expenses as defined in Section 1.01 of Agreement of Lease No. 11 for the 1972 Construction Project;

(17) The term "1972 Construction Project Bond Service Fund" shall mean the fund created and established by Section 501;

(18) The term "1972 Project Construction Account" shall mean the account created and established by Section 401 pursuant to Section 2.04 of Agreement of Lease No. 11 for the 1972 Construction Project;

(19) The term "1972 Construction Project" shall have the meaning given or ascribed to such term in the recitals of this Trust Indenture and shall have the same meaning given or ascribed to such term in Section 1.01 of Agreement of Lease No. 11;

(20) The term "1972 Construction Project Rentals" shall mean the Annual Rental payable by the State pursuant to Section 4.01 of Agreement of Lease No. 11 including any proceeds of insurance paid in lieu of such rental with respect to the 1972 Construction Project, pursuant to Section 3.04(e) of Agreement of Lease No. 11;

(21) The term "principal office", when used with respect to the Trustee, shall mean that office at which the Trustee conducts its corporate trust business;

(22) The term "outstanding" when used with reference to bonds of a series, and as of a particular date, shall mean all bonds theretofore and thereupon being authenticated and delivered

according to the amounts due on such installment, to the persons entitled thereto, without any discrimination or preference except as to any difference in the respective rates of interest specified in the Acquisition Bonds; and

(b) If the principal of all the Acquisition Bonds shall have become due and payable, all such moneys shall be applied to the payment of the principal and interest then due and unpaid upon the Acquisition Bonds, without preference or priority of principal over interest or of interest over principal, or of any installment of interest over any other installment of interest, or of any Acquisition Bond over any other Acquisition Bond, ratably, according to the amounts due respectively for principal and interest, to the persons entitled thereto, without any discrimination or preference except as to any difference in the respective rates of interest specified in the Acquisition Bonds.

The provisions of this Section are in all respects subject to the provisions of Section 801 of this Trust Indenture.

Whenever moneys are to be applied by the Trustee pursuant to the provisions of this Section, such moneys shall be applied by the Trustee at such times, and from time to time, as the Trustee in its sole discretion shall determine, having due regard to the amount of such moneys available for application and the likelihood of additional moneys becoming available for such application in the future; the setting aside of such moneys in trust for the proper purpose, shall constitute proper application by the Trustee; and the Trustee shall incur no liability whatsoever to the Authority, to any bondholder or to any other person for any delay in applying any such moneys, so long as the Trustee acts with reasonable diligence, having due regard to the circumstances, and ultimately applies the same in accordance with such provisions of this Trust Indenture as may be applicable at the time of application by the Trustee. Whenever the Trustee shall exercise such discretion in applying such moneys, it shall fix the date (which shall be an interest payment date unless the Trustee shall deem another date more suitable) upon which such application is to be made and upon such date interest on the amounts of principal to be paid on such date shall cease to accrue. The Trustee shall give such notice as it may deem appropriate of the fixing of any such date, and shall not be required to make payment to the holder of any unpaid coupon or any bond unless such coupon or such bond and all unmatured coupons, if any, appertaining to such bond shall be presented to the Trustee for appropriate endorsement or for cancellation if fully paid.

SECTION 805. In case any proceeding taken by the Trustee on account of any default shall have been discontinued or abandoned for any reason, then and in every such case the Authority, the Trustee and the bondholders shall be restored to their former positions and rights hereunder, respectively, and all rights, remedies, powers and duties of the Trustee shall continue as though no such proceeding had been taken.

Discontinuance of Proceedings.

SECTION 806. Anything in this Trust Indenture to the contrary notwithstanding, the holders of a majority in principal amount of the series of bonds then outstanding hereunder with respect to which the remedial proceedings hereinafter mentioned are to be taken shall have the right, subject to the provisions of Section 902 of this Trust Indenture, by an instrument or concurrent instruments in writing executed and delivered to the Trustee, to direct the method and place of conducting all remedial proceedings to be taken by the Trustee hereunder, provided that such direction shall not be otherwise than in accordance with law or the provisions of this Trust Indenture, and that the Trustee shall have the right to decline to follow any such direction which in the opinion of the Trustee would be unjustly prejudicial to bondholders not parties to such direction.

Control of Proceedings.

SECTION 807. No holder of any of the outstanding bonds of either series shall have the right to institute any suit, action, mandamus or other proceeding in equity or at law for the execution of any trust hereunder, or the protection or enforcement of any right under this Trust Indenture or any resolution of the Authority authorizing the issuance of such bonds, unless such holder previously shall have given to the Trustee written notice of the specific event of default or breach of trust or duty on account of which such suit, action or proceeding is to be taken, and unless the holders of not less than twenty per centum

Restrictions on Individual Bondholder Action.

SECTION 803. Upon the happening and continuance of any event of default specified in Section 802 of this Trust Indenture, then and in every such case the Trustee may proceed, and upon the written request of the holders of not less than twenty per centum (20%) in principal amount of the series of bonds then outstanding with respect to which an event of default has occurred shall proceed, subject to the provisions of Section 902 of this Trust Indenture, to protect and enforce its rights and the rights of the bondholders with respect to which an event of default has occurred under the Act and under this Trust Indenture by such suits, actions or special proceedings in equity or at law, or by proceedings in the office of any board or officer having jurisdiction, either for the specific performance of any covenant or agreement contained herein or in aid or execution of any power herein granted or for the enforcement of any proper legal or equitable remedy, as the Trustee, being advised by counsel, shall deem most effectual to protect and enforce such rights.

In the enforcement of any remedy under this Trust Indenture, the Trustee shall be entitled to sue for, enforce payment of and receive any and all amounts then or during any default becoming, and at any time remaining, due from the Authority for principal, redemption price, interest or otherwise under any of the provisions of this Trust Indenture or of the bonds, and unpaid, with interest on overdue payments at the rate or rates of interest specified in such bonds, together with any and all costs and expenses of collection and of all proceedings hereunder and under such bonds, without prejudice to any other right or remedy of the Trustee or of the bondholders, and to recover and enforce judgment or decree against the Authority, but solely as provided herein and in such bonds, for any portion of such amounts remaining unpaid, with interest, costs and expenses, and to collect (but solely from any moneys available for such purpose) in any manner provided by law, the moneys adjudged or decreed to be payable.

SECTION 804. (1) If at any time the moneys in the 1972 Construction Project Bond Service Fund shall not be sufficient to pay the principal of or interest on the Construction Bonds as the same becomes due and payable, such moneys, together with any moneys then available or thereafter becoming available for such purpose, whether through the exercise of the remedies provided for in this Article or otherwise, shall be applied by the Trustee (subject to the provisions of Section 902 of this Trust Indenture) as follows:

(a) Unless the principal of all the Construction Bonds shall have become due and payable, all such moneys shall be applied to the payment to the persons entitled thereto of all installments of interest then due, in the order of the maturity of the installments of such interest, and, if the amount available shall not be sufficient to pay in full any particular installment, then to the payment ratably, according to the amounts due on such installment, to the persons entitled thereto, without any discrimination or preference except as to any difference in the respective rates of interest specified in the Construction Bonds; and

(b) If the principal of all the Construction Bonds shall have become due and payable, all such moneys shall be applied to the payment of the principal and interest then due and unpaid upon the Construction Bonds, without preference or priority of principal over interest or of interest over principal, or of any installment of interest over any other installment of interest, or of any Construction Bond over any other Construction Bonds ratably, according to the amounts due respectively for principal and interest, to the persons entitled thereto, without any discrimination or preference except as to any difference in the respective rates of interest specified in the Construction Bonds.

(2) If at any time the moneys in the 1972 Acquisition Project Bond Service Fund shall not be sufficient to pay the principal of or interest on the Acquisition Bonds as the same becomes due and payable, such moneys, together with any moneys then available or thereafter becoming available for such purpose, whether through the exercise of the remedies provided for in this Article or otherwise, shall be applied by the Trustee (subject to the provisions of Section 902 of this Trust Indenture) as follows:

(a) Unless the principal of all the Acquisition Bonds shall have become due and payable, all such moneys shall be applied to the payment to the persons entitled thereto of all installments of interest then due, in the order of the maturity of the installments of such interest, and, if the amount available shall not be sufficient to pay in full any particular installment, then to the payment ratably,

except (a) any bond cancelled by the Authority or the Trustee at or before said date, (b) any bond for the payment or redemption of which cash, equal to the principal amount with interest to the date of maturity or redemption price thereof, as the case may be, or obligations in accordance with Section 1202, shall have theretofore been deposited with the Trustee, in trust (whether upon or prior to maturity or the redemption date of such bond) and, in the case of a bond to be redeemed before maturity, of which notice of redemption shall have been given or provided for in accordance with Article III, and (c) any bond in lieu of or in substitution for which another bond shall have been authenticated and delivered in accordance with Article II;

(23) The terms "Secretary" and "Assistant Secretary" shall mean respectively the Secretary or Secretary-Treasurer, and any Assistant Secretary or Assistant Secretary-Treasurer, of the Authority;

(24) The term "series" shall mean when used with respect to less than all of the bonds either (a) all of the Construction Bonds or (b) all of the Acquisition Bonds;

(25) The term "State" shall mean the State of Alaska;

(26) The term "Trustee" shall have the meaning given to the term in the recitals of this Trust Indenture; and

(27) The term "Trust Indenture" shall mean this Trust Indenture as originally executed and as from time to time supplemented, modified or amended by any supplemental indenture entered into pursuant to the provisions hereof.

SECTION 102. As used herein, words of the masculine gender shall be deemed and construed to include correlative words of the feminine and neuter genders, and unless the context shall otherwise indicate, the words "bond", "coupon", "owner", "holder", and "person" shall include the plural as well as the singular number and the word "person" shall include corporations and associations, including public bodies, as well as natural persons.

Miscellaneous  
Definitions.

SECTION 103. As used herein, the terms "herein", "hereunder", "hereby", "hereto", "hereof", and any similar terms, refer to this Trust Indenture.

Certain Other Terms.

## ARTICLE II

### FORM, EXECUTION, AUTHENTICATION, DELIVERY, AND REGISTRATION OF BONDS

SECTION 201. No bonds may be issued under the provisions of this Trust Indenture except in accordance with the provisions of this Article.

Limitation on  
Issuance of Bonds.

SECTION 202. All bonds issued under the provisions of this Trust Indenture shall be either coupon in form and payable to bearer and registerable as to principal alone as herein provided, or in fully registered form without coupons and payable to a named person or registered assigns. All bonds coupon in form (herein called "coupon bonds") shall each be of the denomination of Five Thousand Dollars (\$5,000). All bonds fully registered in form (herein called "registered bonds") shall each be of the denomination of Five Thousand Dollars (\$5,000) or any integral multiple thereof approved by the Authority, such approval to be evidenced by the execution of such bonds. The coupon bonds and the registered bonds shall be, respectively, substantially in the forms of such bonds hereinabove set forth, with such appropriate variations, omissions or insertions as are permitted or required by this Trust Indenture, and may have endorsed thereon such legends or text as may be necessary or appropriate to conform to the rules and regulations of any governmental authority, or any usage or requirement of law with respect thereto. Coupon bonds of each series shall be numbered consecutively from one upward in order of maturity and registered bonds of each series shall be numbered consecutively from one upward with the letter R prefixed to each number.

Designation,  
Forms and  
Numbering  
of Bonds.

Details of  
Bonds.

SECTION 203. The coupon bonds shall be dated and bear interest from January 1, 1972. Each registered bond shall bear interest from its date, and shall be dated as of the interest payment date next preceding the date of its authentication, unless authenticated upon an interest payment date in which case it shall be dated as of the date of its authentication, or as of the same date as the coupon bonds if authenticated prior to the first interest payment date of such bonds; provided, however, that if at the time of authentication of any registered bond, interest is in default, such bond shall be dated as of the date to which interest has been paid.

Execution  
of Bonds.

Each of the bonds shall be signed by the manual or facsimile signature of the Chairman or Acting Chairman of the Authority, and the official seal of the Authority (or a facsimile thereof) shall be affixed, imprinted or otherwise reproduced on the bonds and attested by the manual or facsimile signature of the Secretary or an Assistant Secretary of the Authority. The coupons attached to the coupon bonds shall be executed with the facsimile signature of the Chairman or Acting Chairman of the Authority. In case any officer whose signature or a facsimile of whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery.

Medium of  
Payment.

Both the principal and redemption price of and the interest on the bonds shall be payable in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts.

Place of  
Payment.

The principal and redemption price of and the interest on all coupon bonds shall be payable at the principal office of the Trustee, as paying agent, in the City of San Francisco, California, or at the principal office of its successor as such paying agent, or at the option of the holder at the office of such other bank, trust company or national banking association, as may be fixed by or pursuant to a resolution of the Authority adopted prior to the issuance of the bonds, or its successor as such paying agent and the principal and redemption price on all registered bonds, shall be payable at said office of the Trustee as paying agent or at the principal office of its successor as said paying agent. Payment of the interest on the coupon bonds shall be made only upon presentation and surrender of the coupons, if any, representing such interest as the same respectively fall due. The interest on all registered bonds shall be paid on each interest payment date by the Trustee to the person appearing as the registered owner thereof on the registration books of the Authority hereinafter provided for, by check or draft mailed to such registered owner at his address as it appears on said registration books. Each successor paying agent shall be a bank, trust company or national banking association selected by resolution of the Authority delivered to the Trustee having a capital and surplus aggregating at least five million dollars (\$5,000,000) if there be such a bank, trust company or national banking association willing and able to accept the office on reasonable and customary terms.

Authentication  
of Bonds.

SECTION 204. Only such of the bonds as shall have endorsed thereon a certificate of authentication substantially in the form hereinabove set forth, duly executed by the Trustee, shall be entitled to any right or benefit under this Trust Indenture. No bond, and no coupon appertaining to any coupon bond, shall be valid or obligatory for any purpose unless and until such certificate of authentication shall have been duly executed by the Trustee, and such certificate of the Trustee upon any such bond shall be conclusive and the only evidence that such bond has been duly authenticated and delivered under this Trust Indenture. The Trustee's certificate of authentication on any bond shall be deemed to have been duly executed if signed by an authorized signature of the Trustee, but it shall not be necessary that the same officer sign the certificate of authentication on all of the bonds that may be issued hereunder at any one time. Before authenticating or delivering any coupon bonds the Trustee shall detach and cancel all matured coupons, if any, appertaining thereto, representing interest theretofore paid.

Exchange of Coupon  
Bonds for Registered  
Bonds.

SECTION 205. Coupon bonds, upon surrender thereof at the principal office of the Trustee with all unmatured coupons and all matured coupons in default, if any, appertaining thereto, may, at the option of the holder or registered owner thereof, be exchanged for an equal aggregate principal amount of registered bonds of the same series, maturity and interest rate of any of the authorized denominations.

assuring, conveying, granting, assigning and confirming all and singular the rights, the 1972 Construction Project Rentals and 1972 Acquisition Project Rentals and other funds hereby pledged or assigned, or intended so to be, or which the Authority may hereafter become bound to pledge or assign, or as may be reasonable and required to carry out the purposes of the Trust Indenture and comply with the Act. The Authority shall at all times, to the extent permitted by law, defend, preserve and protect the pledge of the 1972 Construction Project Rentals and the 1972 Acquisition Project Rentals and other funds pledged hereunder and all the rights of the holders of the bonds of each series hereunder against all claims and demands of all persons whomsoever.

SECTION 712. Upon the date of issuance of the bonds, all conditions, acts and things required by the Constitution or statutes of the State of Alaska or the Trust Indenture to exist, to have happened and to have been performed precedent to or in the issuance of the bonds of each series shall exist, have happened and have been performed, and the bonds of each series, together with all other indebtedness of the Authority, will be in full compliance with all constitutional and statutory provisions of the State of Alaska.

Conditions  
Precedent.

SECTION 713. No part of the proceeds of any of the bonds of either series or any other funds of the Authority shall at any time be used directly or indirectly to acquire any securities or obligations the acquisition of which would cause any such bond to be an "arbitrage bond" as defined in subsection (d)(2) of Section 103 of the Internal Revenue Code of 1954 of the United States of America as then in effect and subject to treatment under subsection (d)(1) of said section as an obligation the interest on which is not excludable from gross income under subsection (a) of said section.

Arbitrage  
Provision.

## ARTICLE VIII REMEDIES

SECTION 801. No coupon which in any way before or after maturity shall have been transferred or pledged separate and apart from the bond to which it appertains shall, unless accompanied by such bond, be entitled, in case of default hereunder, to any benefit of or from this Trust Indenture, except after the prior payment in full of the principal of all bonds and of all coupons not so transferred or pledged. In case the time for the payment of any coupon or the interest on any registered bond shall be extended, whether or not such extension be by or with the consent of the Authority, such coupon or such interest so extended shall not be entitled in case of default hereunder to the benefit or security of this Trust Indenture except subject to the prior payment in full of the principal of all bonds then outstanding and of all coupons and interest the time for the payment of which shall not have been extended.

Transferred, Pledged  
or Extended  
Coupons.

SECTION 802. Each of the following events is hereby declared an "event of default", that is to say: If

Events of  
Default.

(a) default in the payment of the principal or redemption price of any of the bonds shall be made when the same shall become due and payable; or

(b) default in the payment of any installment of interest on bonds shall be made when the same shall become due and payable, and such default shall continue for a period of thirty (30) days; or

(c) the Authority shall for any reason be rendered incapable of fulfilling its obligations hereunder; or

(d) the Authority shall default in the due and punctual performance of any other of the covenants, conditions, agreements and provisions contained in the bonds or in this Trust Indenture on the part of the Authority to be performed and such default shall continue for sixty (60) days after written notice specifying such default and requiring same to be remedied shall have been given to the Authority by the Trustee, which may give such notice in its discretion and shall give such notice at the written request specifically referring to an event of default set forth in this Section 802 of the holders of not less than ten per centum (10%) in principal amount of the series of bonds outstanding with respect to which an event of default occurs.

Lease No. 11 to the payment and retirement of the Construction Bonds in accordance with their terms or (ii) paragraph (b) and paragraph (c) of Section 3.04 of Agreement of Lease No. 12 to the payment and retirement of the Acquisition Bonds in accordance with their terms.

In the event of failure of the State to pay any premium or other charge with respect to insurance which it is obligated to pay pursuant to Agreement of Lease No. 11 or Agreement of Lease No. 12, or otherwise to procure or maintain any policy of insurance which it is obligated to procure or maintain pursuant thereto, the Authority will pay such premium and secure and maintain such policy.

**Sale of Property.**

SECTION 707. No part of the 1972 Construction Project or the 1972 Acquisition Project shall be sold, mortgaged, leased to others than the State, or otherwise disposed of or encumbered by the Authority, except in accordance with the terms of Agreement of Lease No. 11 or Agreement of Lease No. 12.

**Completion of  
1972 Construction  
Project.**

SECTION 708. The Authority covenants and agrees to cause the 1972 Construction Project to be acquired and completed with all reasonable speed and dispatch in accordance with the terms of Section 2.01 of Agreement of Lease No. 11.

**Creation of  
Liens.**

SECTION 709. The Authority shall not issue any bonds or other evidences of indebtedness, other than the Acquisition Bonds secured by a pledge of the 1972 Acquisition Project Rentals or the Construction Bonds secured by a pledge of the 1972 Construction Project Rentals or any other sums payable to or for account of the Authority under Agreement of Lease No. 11 or Agreement of Lease No. 12 and shall not create or cause to be created any lien or charge on such 1972 Acquisition Project Rentals, 1972 Construction Project Rentals or other sums or on any amounts held by the Trustee under the Trust Indenture; provided, however, that neither this Section nor any other provision of this Trust Indenture shall prevent the Authority from issuing bonds or notes for the purposes of the Authority payable out of, or secured by a pledge of 1972 Acquisition Project Rentals or 1972 Construction Project Rentals or other sums to be derived on and after such date as the pledge of the 1972 Acquisition Project Rentals or 1972 Construction Project Rentals provided in the Trust Indenture shall be discharged and satisfied as provided in Section 1202, or from issuing bonds, notes or other evidences of indebtedness payable from any source other than such 1972 Acquisition Project Rentals or 1972 Construction Project Rentals or such other sums.

**Accounts and  
Audits.**

SECTION 710. The Authority shall keep separate books of record and account for the 1972 Construction Project and 1972 Acquisition Project in which complete and correct entries shall be made of its transactions relating to the 1972 Construction Project, or any part thereof, and to the 1972 Acquisition Project, or any part thereof, and which, together with all other books and papers of the Authority, shall at all reasonable times be subject to the inspection of the Trustee or the holder or holders of not less than five per centum (5%) in principal amount of the Construction Bonds or of the Acquisition Bonds then outstanding or their representatives duly authorized in writing. The Authority shall cause its books and accounts to be audited annually by a certified public accountant of the State and annually prior to October 1 of each year copies of the reports of such audits so made shall be furnished to the Authority and the Trustee, including statements in reasonable detail, accompanied by a certificate of the accountant, of financial condition, of all funds held by the Trustee under the Trust Indenture and the security held therefor, and a statement whether or not, in the opinion of the accountant, the Authority has complied with the terms and conditions of this Trust Indenture. In making such audit, the accountant may rely upon certification by the Trustee, without other verification of the facts stated therein. The Authority shall cause a copy of every such respective report of audit to be mailed to every holder of a bond of a series who has filed a request therefor.

**Further  
Assurances.**

SECTION 711. At any and all times the Authority shall, in so far as it may be authorized by law, pass, make, do, execute, acknowledge and deliver, all and every such further resolutions, acts, deeds, conveyances, assignments, transfers and assurances as may be necessary or desirable for the better

Registered bonds, upon surrender thereof at the principal office of the Trustee, together with an assignment duly executed by the registered owner or his attorney in such form as shall be satisfactory to the Trustee, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of coupon bonds of the same series, maturity and interest rate with coupons attached representing all unpaid interest due or to become due thereon, or of registered bonds of the same series, maturity and interest rate of any other authorized denominations.

SECTION 206. Title to any coupon bond, unless such bond is registered as to principal in the manner hereinafter provided, and to any interest coupon, shall pass by delivery in the same manner as a negotiable instrument payable to bearer. At the option of the bearer, any coupon bond (but not any temporary bond unless the Authority shall so provide) may be registered as to principal alone on books for the registration and transfer of bonds, kept by the Trustee as Bond Registrar, upon presentation thereof to the Trustee, which shall make notation of such registration thereon. Any such bond registered as to principal alone may thereafter be transferred only upon an assignment duly executed by the registered owner or his attorney in such form as shall be satisfactory to the Bond Registrar, such transfer to be made on such books and endorsed on the bond by the Trustee. Such transfer may be to bearer and thereby transferability by delivery shall be restored, subject, however, to successive registrations and transfers as before. Registration of any coupon bond as to principal, however, shall not affect the negotiability by delivery of the coupons appertaining to such bond, but every such coupon shall continue to pass by delivery merely and shall remain payable to bearer.

Any registered bond may be transferred only upon said books kept for the registration and transfer of bonds, upon surrender thereof at the principal corporate trust office of the Trustee, together with an assignment duly executed by the registered owner or his attorney in such form as shall be satisfactory to the Bond Registrar. Upon the transfer of any such registered bond, there shall be executed in the name of the transferee, and the Trustee shall authenticate and deliver, a new registered bond or bonds of the same series, maturity and interest rate of any of the authorized denominations, or, at the option of the transferee, coupon bonds with coupons attached representing all unpaid interest due or to become due thereon, of the same aggregate principal amount, series, maturity and interest rate as the surrendered bond.

In all cases in which bonds shall be exchanged, or registered bonds shall be transferred hereunder, there shall be executed, and the Trustee shall authenticate and deliver, bonds in accordance with the provisions of this Trust Indenture. All bonds and coupons surrendered in any such exchange or transfer shall forthwith be cancelled by the Trustee. Except as otherwise provided in Section 211, the Authority and the Trustee may make a charge for every such exchange or transfer of bonds sufficient to reimburse them for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, and such charge or charges shall be paid before any such new bond shall be delivered. Neither the Authority nor the Trustee shall be required to make any such exchange or transfer of a bond of either series during the ten (10) days next preceding an interest payment date on such bond or after such bond has been called for redemption or, in the case of any proposed redemption of bonds of such series, during the ten (10) days next preceding the date of the first publication of notice of such redemption.

SECTION 207. As to any registered bond or any coupon bond registered as to principal other than to bearer, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal or redemption price of any such bond and the interest on such a registered bond shall be made only to or upon the order of the registered owner thereof or his legal representative, but such registration may be changed as hereinabove provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon such bond, including the interest thereon to the extent of the sum or sums so paid. The Authority, the Trustee, or the paying agent may deem and treat the bearer of any coupon bond registered to bearer or not registered as to principal, and the bearer of any coupon appertaining to any coupon bond, whether or not such coupon bond shall be registered as to principal, as the absolute owner of such bond or coupon, as the case may be, whether such bond or coupon shall be overdue or not, for the purpose of receiving payment

Negotiability of  
Coupon Bonds.

Transfer of  
Registered Bonds  
and Delivery of  
New Registered  
or Coupon Bonds.

Cancellation of  
Bonds and  
Coupons Sur-  
rendered for  
Exchange or  
Transfer.

Ownership of  
Registered Bonds.

Ownership of  
Bearer Bonds.

thereof and for all other purposes whatsoever, and neither the Authority, the Trustee nor the paying agent shall be affected by any notice to the contrary.

Authorization  
of Bonds.

SECTION 208(a) The Construction Bonds authorized to be issued hereunder shall be in the aggregate principal amount of Eight Million Two Hundred Eighty Thousand Dollars (\$8,280,000).

The Construction Bonds shall mature on October 1 in each year as follows:

Year	Amount	Year	Amount
1975.....	\$250,000	1984.....	\$450,000
1976.....	265,000	1985.....	480,000
1977.....	285,000	1986.....	510,000
1978.....	305,000	1987.....	545,000
1979.....	325,000	1988.....	580,000
1980.....	350,000	1989.....	620,000
1981.....	375,000	1990.....	660,000
1982.....	400,000	1991.....	705,000
1983.....	425,000	1992.....	750,000

(b) The Acquisition Bonds authorized to be issued hereunder shall be in the aggregate principal amount of One Million One Hundred Thirty Thousand Dollars (\$1,130,000).

The Acquisition Bonds shall mature on October 1 in each year as follows:

Year	Amount	Year	Amount
1973.....	\$25,000	1983.....	\$55,000
1974.....	30,000	1984.....	60,000
1975.....	30,000	1985.....	65,000
1976.....	35,000	1986.....	65,000
1977.....	40,000	1987.....	70,000
1978.....	40,000	1988.....	75,000
1979.....	45,000	1989.....	80,000
1980.....	45,000	1990.....	85,000
1981.....	50,000	1991.....	90,000
1982.....	50,000	1992.....	95,000

(c) The bonds shall bear interest from their date payable on the first days of April and October in each year, commencing April 1, 1972, until their payment, at such rate or rates, not exceeding seven per centum (7%) per annum, as may be fixed by resolution of the Authority adopted prior to the issuance thereof as hereinafter provided.

Conditions of  
Authentication  
and Delivery  
of Bonds.

SECTION 209. Each of the bonds shall be executed substantially in the form and manner hereinabove set forth, and deposited with the Trustee for authentication, but before said bonds shall be delivered by the Trustee there shall be filed with the Trustee the following:

(a) a copy, certified by the Secretary of the Authority, of a resolution of the Authority authorizing said bonds and awarding the bonds sold, specifying the interest rates of said bonds and directing the authentication and delivery to or upon the order of the purchasers therein named upon payment of the purchase price therein set forth; and

(b) an opinion of Hawkins, Delafield & Wood, as Bond Counsel for the Authority, stating the opinion that the Trustee has been duly appointed by the Authority and that the issuance of said bonds and the execution and delivery of this Trust Indenture have been duly authorized and that all conditions precedent to such issuance, execution and delivery have been fulfilled.

(c) with respect to the Acquisition Bonds, a copy, certified by the Secretary of the Authority, or a duplicate original, of a title insurance policy issued by Alaska Title Guaranty Company insuring the Authority against loss or damage by reason of defect of title to the 1972 Acquisition Project and otherwise conforming to the title insurance policy referred to in the Agreement of Sale made December 20, 1971 among Island Development Corporation as the seller, the State of

series, and hereby includes in the Trust Indenture provisions which shall be a part of its contracts with such holders, to the effect, with the purposes, and for the benefit of the holders of Construction Bonds or coupons or for the benefit of the holders of Acquisition Bonds or coupons, as set forth in the following respective provisions and Sections of this Article.

SECTION 702. The Authority shall duly and punctually pay or cause to be paid the principal or redemption price, if any, of every bond of each series and the interest thereon, at the dates and places and in the manner mentioned in the bonds of each series and in the coupons thereto appertaining, according to the true intent and meaning thereof.

Payment of Bonds.

SECTION 703. (a) As long as any Construction Bonds are outstanding, the Authority shall not terminate, modify or change Agreement of Lease No. 11, but shall maintain and keep the same in full force and effect; shall not release or modify the obligations of the State under Agreement of Lease No. 11; shall take all reasonable measures permitted by Agreement of Lease No. 11 or by the Act or otherwise by law to enforce prompt payment to the Trustee of the 1972 Construction Project Rentals; and shall at all times, to the extent permitted by the Act or otherwise by law, defend, enforce, preserve and protect the rights, benefits and privileges of the Authority, the Trustee, and the holders of the Construction Bonds under Agreement of Lease No. 11.

Preservation of Agreement of Lease No. 11

(b) As long as any Acquisition Bonds are outstanding, the Authority shall not terminate, modify or change the Agreement of Lease No. 12 but shall maintain and keep the same in full force and effect, shall not release or modify the obligations of the State under Agreement of Lease No. 12, shall take all reasonable measures permitted by Agreement of Lease No. 12 or by the Act or otherwise by law to enforce prompt payment to the Trustee of 1972 Acquisition Project Rentals, and shall at all times, to the extent permitted by the Act or otherwise by law, defend, enforce, preserve and protect the rights, benefits and privileges of the Authority, the Trustee, and the holders of the Acquisition Bonds under Agreement of Lease No. 12.

Preservation of Agreement of Lease No. 12

SECTION 704. The Authority shall, during the acquisition and construction of any part of the 1972 Construction Project and during the acquisition of any part of the 1972 Acquisition Project, make on or before August 1 in each year beginning in 1972 a written report in reasonable detail as to the progress and costs of such acquisition and construction and acquisition, respectively, showing comparisons of such progress and costs with the prior estimates of such progress and costs and describing any modifications made in the plans or specifications for such acquisition and construction and acquisition, respectively. The Authority shall cause a copy of every such report to be mailed to the Trustee for inspection by bondholders of each respective series for the 1972 Acquisition Project or the 1972 Construction Project, as the case may be, and to each such bondholder who has filed a request therefor.

Annual Reports.

SECTION 705. The Authority shall pay or cause to be discharged, or will make adequate provision to satisfy and discharge, within sixty (60) days after the same shall accrue, all lawful claims and demands for labor, materials, supplies or other objects which, if unpaid, might by law become a lien upon the 1972 Construction Project or the 1972 Acquisition Project or any part thereof, or the 1972 Construction Project Rentals or the 1972 Acquisition Project Rentals provided, however, that nothing in this Section 705 contained shall require the Authority to pay or cause to be discharged, or make provision for, any such lien or charge, so long as the validity thereof shall be contested in good faith and by appropriate legal proceedings.

Payment of Lawful Charges.

SECTION 706. The Authority shall take all reasonable measures permitted by Agreement of Lease No. 11 or Agreement of Lease No. 12 or by the Act or otherwise by law to enforce (i) the provisions of Agreement of Lease No. 11 or Agreement of Lease No. 12 respecting insurance on or with respect to the 1972 Construction Project and the 1972 Acquisition Project and (ii) the prompt payment to it or to the Trustee of all proceeds of insurance which may become payable to it or the Trustee under the provisions of Agreement of Lease No. 11 or Agreement of Lease No. 12 and shall pay to the Trustee all of such proceeds which may be collected or received by the Authority. The Trustee, after deduction of payment therefrom of expenses of collection, shall apply all such proceeds received with respect to the insurance described in (i) paragraph (d) and paragraph (e) of Section 3.04 of Agreement of

Insurance.

agent on or before each interest payment date the amount required for the payment of the interest and principal due on such date on the Acquisition Bonds, and such amounts so withdrawn shall be applied to the payment of such interest and principal on or after the due dates thereof.

(2) Notwithstanding any other provision of this Trust Indenture, wherever on September 25 in each year the amount in the 1972 Acquisition Project Bond Service Fund equals or exceeds any unpaid interest then due on outstanding Acquisition Bonds, plus the interest to become due on outstanding Acquisition Bonds on the next following October 1 and April 1 plus the principal of outstanding Acquisition Bonds to become due on the following October 1, and the Authority is not in default in the payment of the principal of or interest on any Acquisition Bonds, the Trustee shall pay out of the 1972 Acquisition Project Bond Service Fund to the Authority any amount therein in excess of the said amount in the said fund, free and clear of any lien or pledge created by the Trust Indenture.

(3) Any amounts paid to the Authority pursuant to this section may be spent by it for any 1972 Acquisition Project Administrative Expenses or for any purpose for which bonds may be issued to finance public buildings for lease to the State under the Act or may be transferred by the Authority to the State for expenditure for any lawful purpose.

## ARTICLE VI

### INVESTMENT OF FUNDS

SECTION 601. Subject to the covenant contained in Section 713 of this Trust Indenture moneys held in the 1972 Acquisition Project Bond Service Fund and the 1972 Construction Project Bond Service Fund may be invested by the Trustee, upon receipt of a copy of a resolution of the Authority certified by its Secretary (which may be a resolution applying to a series of investments to be made at future dates but which may be revoked at any time prior to such dates) authorizing such investment, in such direct obligations of the United States of America, or other obligations payment of the principal of and interest on which are unconditionally guaranteed by the United States of America, as the Authority may approve, provided that such obligations shall mature or become due in such amounts and at such times as may be necessary to provide moneys when needed to pay principal of and interest on the bonds of the respective series as the same become due.

The Trustee shall use its best efforts to sell at the best price obtainable, or present for redemption, any obligations purchased by it as an investment of moneys in the 1972 Construction Project Bond Service Fund or the 1972 Acquisition Project Bond Service Fund whenever it shall be necessary so to do in order to provide moneys to pay principal of and interest on the bonds of the respective series as the same become due.

SECTION 602. Obligations purchased as an investment of moneys in any fund or account created under the provisions of this Trust Indenture shall be deemed at all times to be a part of such fund or account and the interest accruing thereon and any profit realized from such investment shall be credited to such fund or account and any loss resulting from such investment shall be charged to such fund or account. For the purposes of any such investment, such obligations shall be deemed to mature at the earliest date on which the obligor is, on demand, obligated to pay a fixed sum in discharge of the whole of such obligations. In computing for any purpose hereunder the amount in any fund or account created under the provisions of this Trust Indenture, obligations purchased as an investment of moneys therein shall be valued at the lower of the cost or market price thereof, exclusive of accrued interest. The Trustee shall present for payment all such obligations when they mature or when they shall be called for redemption. The Trustee shall not be liable or responsible for making any investment or for any loss resulting from any action which it may take with respect to such investment or for failing to provide that any obligation matures and becomes due or is sold in accordance with the terms of Section 601.

## ARTICLE VII

### PARTICULAR COVENANTS OF THE AUTHORITY

SECTION 701. The Authority hereby, in order to secure the payment of the bonds of each series, particularly covenants and agrees with the Trustee and with the holders of the bonds and coupons of each

Investment of  
Moneys Held in 1972  
Acquisition Project  
Bond Service Fund  
and the 1972  
Construction Project  
Bond Service Fund.

General Regulations  
Regarding Invest-  
ment of Funds.

Covenants With  
Bondholders.

Alaska, as lessee, and the Alaska State Housing Authority, as purchaser, on file in the office of the Secretary of the Authority.

(d) with respect to the Construction Bonds, from Franklin National Bank, as Trustee under a Trust Indenture dated as of June 1, 1966 between said Bank and the Authority securing bonds of the Authority issued to finance the cost of acquisition of the Authority's Acquisition Project No. 1 (as defined in said Trust Indenture) (i) a certificate to the effect that it has received sufficient moneys from the Authority together with irrevocable instructions to pay the principal of and interest on said bonds to the date of redemption and thereupon to call said bonds for redemption at the earliest possible redemption date and (ii) such other documents as may be necessary, in the opinion of Hawkins, Delafield & Wood, Bond Counsel for the Authority, to evidence the defeasance of said bonds and the release of the lien on the Acquisition Project Rentals (as defined in said Trust Indenture).

When the documents mentioned above shall have been filed with the Trustee and when said bonds shall have been executed and authenticated as required by this Trust Indenture, the Trustee shall deliver said bonds at one time to or upon the order of the purchasers named in the resolution mentioned in clause (a) of this Section, but only upon payment to the Trustee of the purchase price of said bonds as set forth in said resolution. The Trustee shall be entitled to rely upon such resolution as to the names of the purchasers, the amount of such purchase price and the amount of such bonds sold.

SECTION 210. (a) Simultaneously with the delivery of any Construction Bonds, the Trustee shall pay the proceeds thereof (including accrued interest, if any, collected at the time of the delivery of the Construction Bonds) as follows:

Disposition of  
Bond Proceeds.

(1) Into the 1972 Construction Project Bond Service Fund, an amount equal to the interest on said Construction Bonds which will become payable or will accrue prior to and on April 1, 1975; and

(2) To the Authority for deposit in the 1972 Project Construction Account, the balance of such proceeds remaining after the foregoing payment.

(b) Simultaneously with the delivery of any Acquisition Bonds, the Trustee shall pay the proceeds thereof (including accrued interest, if any, collected at the time of the delivery of the Acquisition Bonds) as follows:

(1) Into the 1972 Acquisition Project Bond Service Fund an amount equal to the interest on said Acquisition Bonds accruing to the date of delivery thereof; and

(2) Into the 1972 Project Acquisition Account the balance of such proceeds for application to the costs of the 1972 Acquisition Project.

The Trustee shall be entitled to rely on any requisitions delivered under this Trust Indenture as to the proper disposition of said proceeds.

SECTION 211. The bonds of each series (herein called "definitive bonds") shall be fully engraved (as that term is customarily used) or lithographed or printed on steel engraved borders as the Authority may determine. Until the definitive bonds of any part of either series have been prepared and are executed, there may be executed, in the same manner as is provided in Section 203 hereof, and, upon the request of the Authority, the Trustee shall authenticate and deliver, in lieu of definitive bonds but subject to the same provisions, limitations and conditions as the definitive coupon bonds except as to the denominations thereof and as to exchangeability for registered bonds, one or more temporary bonds, substantially of the tenor of the definitive coupon bonds in lieu of which such temporary bonds or bonds are issued, but with or without coupons and in denominations of Five Thousand Dollars (\$5,000) or any integral multiple thereof determined by resolution of the Authority and with such omissions, insertions and variations as may be appropriate to temporary bonds. The installments of interest payable on such temporary bonds shall be payable only upon the presentation and surrender of the coupons

Preparation of  
Definitive Bonds  
and Delivery of  
Temporary Bonds.

therefor attached thereto or, if no coupons for such interest are attached, then only upon presentation of such temporary bonds for notation thereon of the payment of such interest. The Authority at its own expense shall prepare and cause to be executed and, upon the surrender of such temporary bonds with all unmatured coupons and all matured coupons in default, if any, appertaining thereto at the principal office of the Trustee, and upon the cancellation thereof, the Trustee shall authenticate and, without charge to the holder thereof, deliver in exchange for such surrendered temporary bonds and coupons, definitive coupon bonds, with appropriate coupons attached, or, at the option of the holder, definitive registered bonds, of the same aggregate principal amount, series and maturity as the temporary bonds surrendered. Until so exchanged, the temporary bonds shall in all respects be entitled to the same benefits and security as definitive bonds authenticated and issued under the Trust Indenture. If temporary bonds shall be authorized to be issued in more than one denomination, the holder of any temporary bond or bonds may, at his option, surrender the same to the Trustee in exchange for another temporary bond or bonds, of like aggregate principal amount, series and maturity of any other authorized denominations, and thereupon the Authority shall cause to be executed and the Trustee shall authenticate and, in exchange for the temporary bond or bonds so surrendered, shall deliver a temporary bond or bonds of like aggregate principal amount, series and maturity in such other authorized denomination or denominations as shall be requested by such holder. All temporary bonds so surrendered shall be cancelled.

Mutilated, Destroyed,  
Stolen or Lost Bonds.

SECTION 212. In case any bond shall become mutilated or be destroyed, stolen or lost, the Authority may cause to be executed, and the Trustee may authenticate and deliver, a new bond of like series, interest rate, principal amount and maturity in exchange and substitution for and upon the cancellation of such mutilated bond and its interest coupons, if any, or in lieu of and in substitution for such bond destroyed, stolen or lost, and its coupons, if any, upon the holder's paying the reasonable expenses and charges of the Authority and the Trustee in connection therewith and, in the case of a bond destroyed, stolen or lost, his filing with the Trustee evidence satisfactory to it and to the Authority that such bond and coupons, if any, were destroyed, stolen or lost, and of his ownership thereof, and furnishing the Authority and the Trustee with indemnity satisfactory to them. Any new bond so delivered may bear a number differing from the number on the bond it replaces.

Exchange of Bonds.

SECTION 213. The Authority shall make provision for the exchange of bonds at the principal office of the Trustee, and shall cause books to be kept by the Trustee, as Bond Registrar, for the registration and transfer of bonds as provided in this Trust Indenture.

### ARTICLE III

#### REDEMPTION OF BONDS

Redemption  
of Bonds.

SECTION 301. The bonds of each series issued under the provisions of this Trust Indenture at the time outstanding are subject to redemption by or on behalf of the Authority as follows:

The bonds of each series maturing on or before October 1, 1983 are not subject to redemption prior to maturity. The bonds of each series maturing on or after October 1, 1984 are subject to redemption as a whole at the election of the Authority on any interest payment date on or after October 1, 1983 at a redemption price equal to the principal amount of each bond to be redeemed, plus a redemption premium of  $\frac{1}{4}$  of 1% of such principal amount for each year or portion thereof remaining prior to the maturity of each bond to be redeemed.

Redemption Notice.

SECTION 302. Notice of any such redemption of the bonds of a series shall be published not less than thirty (30) days and not more than sixty (60) days before the redemption date in each of the authorized newspapers. Each such notice shall set forth the date fixed for redemption and the redemption price to be paid.

Effect of Calling  
for Redemption.

SECTION 303. Notice of redemption of bonds of a series having been published in the manner and under the conditions hereinabove provided, the bonds of a series so called for redemption shall, on the

receive and collect 1972 Construction Project Rentals under Agreement of Lease No. 11, and all 1972 Construction Project Rentals to be paid pursuant to Agreement of Lease No. 11, are hereby pledged, assigned and transferred to the Trustee for the benefit of the holders of any Construction Bonds and such pledge, assignment and transfer shall not be terminated, modified or amended by the Authority so long as any Construction Bonds are outstanding. The Authority hereby irrevocably exercises its right under Agreement of Lease No. 11 to direct the State to pay 1972 Construction Project Rentals directly to the Trustee and covenants not to otherwise direct the State in respect of such 1972 Construction Project Rentals while any Construction Bonds are outstanding. All 1972 Construction Project Rentals received by the Trustee shall be paid by the Trustee into the 1972 Construction Project Bond Service Fund.

Payment of 1972  
Construction  
Project Rentals to  
Trustee.

SECTION 502. (1) The Trustee shall from time to time pay out of moneys held for the credit of the 1972 Construction Project Bond Service Fund to itself as paying agent on or before each interest payment date, the amount required for the payment of the interest and principal due on such date on the Construction Bonds outstanding, and such amounts so withdrawn shall be applied to the payment of such interest and principal on or before the due dates thereof.

Application of 1972  
Construction  
Project Bond  
Service Fund.

(2) Notwithstanding any other provision of this Trust Indenture, whenever on any date prior to April 1, 1975, the amount in the 1972 Construction Project Bond Service Fund equals or exceeds any unpaid interest then due on any outstanding Construction Bonds, plus the interest to become due or accruing on outstanding bonds on or before April 1, 1975, after subtracting therefrom the amounts paid from the 1972 Construction Project Bond Service Fund on account of interest which has theretofore become due on outstanding Construction Bonds prior to said date, and the Authority is not in default in the payment of the interest on any Construction Bonds, the Trustee shall pay out of the 1972 Construction Project Bond Service Fund to the Authority, any amount therein in excess of the said amount then in said fund, free and clear of any lien or pledge created by the Trust Indenture.

(3) Notwithstanding any other provision of this Trust Indenture, if on September 25 in each year commencing with the year 1975 the amount in the 1972 Construction Project Bond Service Fund equals or exceeds any unpaid interest then due on outstanding bonds, plus the interest to become due on outstanding bonds on the next following October 1 and April 1, plus the principal of outstanding bonds to become due on the next following October 1, and the Authority is not in default in the payment of the principal of or interest on any bonds, the Trustee shall pay out of the 1972 Construction Project Bond Service Fund to the Authority any amount therein in excess of the said amount then in said fund, free and clear of any lien or pledge created by the Trust Indenture.

(4) Any amount paid to the Authority pursuant to this section may be spent by it for any 1972 Construction Project Administrative Expenses or for any purpose for which any obligations of the Authority may be issued to finance public buildings for lease to the State under the Act, or may be transferred by the Authority to the State for expenditure for any lawful purpose.

SECTION 503. A special fund is hereby created and designated "1972 Acquisition Project Bond Service Fund". The 1972 Acquisition Project Bond Service Fund and all moneys at any time deposited therein shall be held and maintained by the Trustee in trust for the benefit of the holders from time to time of the Acquisition Bonds and disbursed, allocated and applied solely for the uses and purposes herein-after set forth. The right of the Authority to receive and collect 1972 Acquisition Project Rentals under the Agreement of Lease No. 12, and all 1972 Acquisition Project Rentals to be paid pursuant to Agreement of Lease No. 12, are hereby pledged, assigned and transferred to the Trustee for the benefit of the holders of any Acquisition Bonds and such pledge, assignment and transfer shall not be terminated, modified or amended by the Authority as long as any Acquisition Bonds are outstanding. The Authority hereby irrevocably exercises its right under the Agreement of Lease No. 12 to direct the State to pay the 1972 Acquisition Project Rentals directly to the Trustee and covenants not to otherwise direct the State in respect of such 1972 Acquisition Project Rentals while any Acquisition Bonds are outstanding.

Creation of 1972  
Acquisition Project  
Bond Service Fund.

Pledge and  
Assignment  
of 1972 Acquisition  
Project Rentals.

Payment of 1972  
Acquisition  
Project Rentals  
to Trustee.

SECTION 504. (1) The Trustee shall from time to time, pay out of moneys held for the credit of the 1972 Acquisition Project Bond Service Fund to itself as paying agent and to the other paying

Application  
of 1972 Acquisition  
Project Bond  
Service Fund.

Pursuant to Article II of Agreement of Lease No. 12, the Authority hereby fixes and determines the following provisions contained in Section 408 to Section 410, inclusive, which shall be part of the contract with the holders of the Acquisition Bonds at any time outstanding, and as provided in Section 2.02 of Agreement of Lease No. 12, hereby fixes the following as the cost of the 1972 Acquisition Project:

The cost of the 1972 Acquisition Project shall include the cost of acquisition of the 1972 Acquisition Project and the cost of constructing certain improvements thereto, including the cost of advance planning undertaken in connection with the 1972 Acquisition Project property allocable in the opinion of the Authority to the 1972 Acquisition Project, cost of issuance of the Acquisition Bonds by the Authority and financing charges and fees and expenses of bond counsel, financial advisors and consultants in connection therewith, all related direct administrative and inspection expenses whether incurred by the Authority or another in connection with the 1972 Acquisition Project, legal fees and other expenses incurred in connection with the acquisition of the 1972 Acquisition Project and the reimbursement of all moneys advanced or applied by the State, or any agency, instrumentality or officer thereof, whether to or by the Authority, the State or others, from whatever source provided, for the payment of any item or items of cost of the 1972 Acquisition Project, and all other expenses necessary or incident to determining the feasibility or practicability of the 1972 Acquisition Project including engineering and rehabilitation costs, and such other expenses not specified herein as may be necessary or incident to the acquisition of the 1972 Acquisition Project and the financing thereof.

SECTION 409. The Authority shall make payment of costs of the 1972 Acquisition Project, in addition to the payment to Island Development Corporation upon requisition filed with the Trustee of an amount necessary to acquire the 1972 Acquisition Project, in such manner as set forth in Section 404 hereof with respect to payment from the 1972 Project Construction Account. Moneys held for such purpose may be invested or deposited in the manner provided in Section 405 for moneys in the 1972 Project Construction Account. Any requisition filed in accordance herewith with respect to payment of the cost of acquisition of any land or rights or interests in or relating to lands shall have attached to it an opinion of counsel to the Authority or an opinion of the Attorney General of Alaska, stating, in the opinion of the signer, that the Authority has authority to acquire such land, rights or interests, and that the Authority will have upon the payment of such item title in fee simple to said real property or such lesser right or interest sufficient for the purposes of the 1972 Acquisition Project subject to no lien, charge or incumbrance thereon or affecting the title thereto except such as will not under any circumstances cause the possession and use of the property of the Authority for its purposes to be disturbed.

SECTION 410. If at the time all costs of the 1972 Acquisition Project are fully paid, the amount in the 1972 Acquisition Project Bond Service Fund equals or exceeds any unpaid interest then due on any outstanding Acquisition Bonds, plus the interest to become due on outstanding Acquisition Bonds on the next succeeding interest payment date, and the Authority is not in default in the payment of the principal of or interest on any Acquisition Bonds, the Authority may expend any remaining bond proceeds for any lawful purpose for which any obligations of the Authority may be issued to finance public buildings for lease to the State under the Act.

## ARTICLE V

### RENTAL PAYMENTS AND FUNDS

SECTION 501. A Special Fund is hereby created and designated "1972 Construction Project Bond Service Fund" for the purpose of paying on the Construction Bonds (i) interest with moneys paid into the said Fund pursuant to Section 210(a) hereof during the period of acquisition and construction of the 1972 Construction Project and (ii) principal thereof and interest thereon, thereafter from moneys paid into said Fund pursuant to this Article. The 1972 Construction Project Bond Service Fund and all moneys at any time deposited therein shall be held and maintained by the Trustee in trust for the benefit of the holders from time to time of the Construction Bonds and disbursed, allocated and applied solely for the uses and purposes hereinafter set forth. The right of the Authority to

Payment of Costs  
of 1972 Acquisition  
Project.

Disposition of  
Balance of  
Acquisition Bond  
Proceeds.

Creation of 1972  
Construction  
Project Bond  
Service Fund.

Pledge and  
Assignment of 1972  
Construction  
Project Rentals.

redemption date designated in such notice, become and be due and payable at the redemption price provided for redemption of such bonds on such date. On the date so designated for redemption, notice having been published and moneys for payment of the redemption price being held by the Trustee; as provided in this Trust Indenture, interest on the bonds so called for redemption shall cease to accrue; the coupons for interest on any coupon bonds so called for redemption maturing subsequent to the redemption date shall be void; such bonds shall cease to be entitled to any lien, benefit or security under this Trust Indenture; and the holders or registered owners of such bonds shall have no rights in respect thereof except to receive payment of the redemption price thereof. All unpaid interest installments represented by coupons appertaining to such bonds which shall have matured on or prior to the date of redemption designated in such notice shall continue to be payable to the bearers severally and respectively upon the presentation and surrender of such coupons.

SECTION 304. Coupon bonds so redeemed and all unmatured coupons appertaining thereto, and registered bonds so presented and surrendered, shall be delivered to the Trustee for cancellation and certification thereof made to the Authority by the Trustee.

Cancellation of  
Bonds and  
Coupons Redeemed.

SECTION 305. Bonds of a series which have been duly called for redemption under the provisions of this Article, and for the payment of the redemption price of which moneys shall be held by the Trustee on the date fixed for such redemption, shall not be deemed to be outstanding under the provisions of this Trust Indenture.

Bonds Called  
for Redemption  
Not Outstanding.

#### ARTICLE IV

##### 1972 PROJECT CONSTRUCTION ACCOUNT AND 1972 PROJECT ACQUISITION ACCOUNT

SECTION 401. The Authority hereby establishes a special fund or account designated the "1972 Project Construction Account". The 1972 Project Construction Account shall be held by the Authority. Pursuant to Section 2.04 of Agreement of Lease No. 11, the Authority hereby fixes and determines the following provisions contained in Section 402 to Section 407, inclusive, which shall be a part of the contract with the holders of the bonds at any time outstanding, with respect to the 1972 Project Construction Account (referred to in said Section 2.04 as the Project Construction Account).

1972 Project  
Construction Account.

SECTION 402. The Authority shall make payment of the cost of the 1972 Construction Project as in this Article provided. All payments from the 1972 Project Construction Account shall be subject to the provisions and restrictions set forth in this Article and the Authority shall not cause or permit to be paid from the 1972 Project Construction Account any sums except in accordance with such provisions and restrictions.

Payment of Cost  
of 1972 Construction  
Project.

SECTION 403. Pursuant to Section 2.02 of Agreement of Lease No. 11 the following is fixed as the cost of the 1972 Construction Project:

Cost of  
Construction of  
1972 Construction  
Project.

The cost of construction and acquisition of the 1972 Construction Project, including interest on the bonds prior to and during such construction, and reasonable fees of the Trustee for the payment of such interest, to the extent, if any, that the same is not paid by the application of moneys elsewhere than in the 1972 Project Construction Account, the cost whether incurred by the Authority or another of field surveys and advance planning undertaken in connection with the 1972 Construction Project properly allocable, in the opinion of the Authority, to the 1972 Construction Project, and the cost of acquisition of any land or interest therein required as the site of the 1972 Construction Project or for use in connection therewith, the cost of preparation of the site of the 1972 Construction Project and of any land to be used in connection therewith, the cost of any indemnity and surety bonds and premiums on insurance incurred in connection with the 1972 Construction Project prior to or during construction thereof and all related direct administrative and inspection expenses whether incurred by it or by another in connection with the

1972 Construction Project prior to or during construction thereof and allocable portions of direct costs of the Authority, legal fees, fees and expenses of the Trustee, cost of issuance of the bonds by the Authority and financing charges and fees and expenses of bond counsel, financial advisors and consultants in connection therewith, costs of audits, the cost of all machinery, apparatus and equipment, cost of engineering, architectural services, design, plans, specifications and surveys, estimates of cost, the reimbursement of all moneys advanced or applied by the State or any agency, instrumentality or officer thereof, whether to or by the Authority, the State or others, from whatever source provided, for the payment of any item or items of cost of the 1972 Construction Project, and all other expenses necessary or incident to determining the feasibility or practicability of the 1972 Construction Project, and such other expenses not specified herein as may be necessary or incident to the construction, acquisition, improvement, and alteration of the 1972 Construction Project, the financing thereof and the placing of the same in use and operation.

Requisitions for  
Payment.

SECTION 404. Pursuant to Section 2.05 of Agreement of Lease No. 11 the Authority hereby fixes and determines that payment of the cost of the 1972 Construction Project be made in the following manner:

Before any payment shall be made on account of the cost of the 1972 Construction Project, the Authority shall make and thereafter keep as a record open to the inspection of the holders of the Construction Bonds during reasonable business hours at its principal office in the City of Anchorage, Alaska:

A requisition, signed by an officer of the Authority, stating in respect of each payment to be made:

- (1) the name of the person or party to whom the payment is to be made;
- (2) the amount to be paid; and
- (3) the purpose, by general classification, for which the payment is to be made.

Regulations Con-  
cerning Investment  
of 1972 Project  
Construction Account.

SECTION 405. Pursuant to the provisions of Section 2.04 of Agreement of Lease No. 11 it is hereby fixed and determined that moneys in the 1972 Project Construction Account be invested, reinvested or deposited in the following manner:

Subject to the covenant contained in Section 713 of this Trust Indenture all moneys held in the 1972 Project Construction Account shall, as nearly as may be practicable, be invested and reinvested in direct obligations of the United States of America or in obligations the principal and interest on which are guaranteed or insured by the United States of America or any agency thereof, obligations issued by federal land banks or federal intermediate credit banks established under the Federal Home Loan Act, as amended, bonds or debentures of the Federal Home Loan Bank Board or of any federal home loan bank established under the Federal Home Loan Bank Act, obligations of the Federal National Mortgage Association established under the National Housing Act as amended, Participation Certificates issued by the Federal National Mortgage Association under the Participation Sales Act of 1966, debentures and consolidated debentures issued by the Central Bank for Cooperatives and banks for cooperatives established under the Farm Credit Act of 1933 as amended, obligations of any State, and in obligations of any political subdivisions of the State of Alaska, including the Authority, or deposited in demand or time deposits in any national banking association, bank or trust company to the extent such deposits are guaranteed by the Federal Deposit Insurance Corporation or other Federal Agency or to the extent not so guaranteed secured by a pledge of the aforesaid obligations, certificates, bonds or debentures which shall be lodged with the trust department of the depository bank or pledged to some other bank or trust company. In any event such obligations, certificates, bonds, debentures or time deposits shall mature or become due in such amounts and at such times as may be necessary, as determined by the Authority, to provide moneys when needed to pay the cost of the 1972 Construction Project when the same become due.

Payments for  
Real Property.

SECTION 406. If any requisition filed in accordance with Section 404 contains any item for the payment of the cost and expense of acquisition of any lands, easements, or rights or interests in or

relating to lands (other than the cost or expense of a preliminary survey, search, appraisal, legal or engineering examination, or contract or option to acquire), there shall be attached to such requisition, before any transfer or payment with respect to such item shall be made, an opinion of counsel to the Authority or an opinion of the Attorney General of Alaska, stating, in the opinion of the signer, that the Authority has authority to acquire such lands, easements, rights or interests, and that the Authority will have upon the payment of such item title in fee simple to, or easements over, said real property or such lesser right or interest in said real property sufficient for the purposes of the 1972 Construction Project, subject to no lien, charge or encumbrance thereon or affecting the title thereto except such as will not under any circumstances cause the possession and use of the property by the Authority for its purposes to be disturbed.

SECTION 407. Upon completion of original construction on or about the 1972 Construction Project, the Authority shall at any time or from time to time withdraw from the 1972 Project Construction Account the balance in the 1972 Project Construction Account, or any part thereof, in the amounts, at the time, in the manner and on the other terms and conditions set forth in this Section 407. Before any such withdrawal shall be made, there shall be filed in the office of the Authority:

Disposition of  
Balance in 1972  
Project Construction  
Account.

(a) its requisition therefor, stating the amount of such withdrawal;

(b) its certificate attached to the requisition certifying (1) that original construction on or about the 1972 Construction Project has been completed in accordance with the Trust Indenture, and (2) that a sum stated in the certificate is sufficient to pay, and is required to be reserved in the 1972 Project Construction Account to pay, all items of cost of the 1972 Construction Project then remaining unpaid, including the estimated amount of any such items the amount of which is not finally determined and all claims against the Authority arising out of the construction, acquisition or completion of the 1972 Construction Project; and

(c) an opinion of counsel who may be counsel to the Authority, or an opinion of the Attorney General of Alaska, dated as of the date of such requisition and stating that, in the opinion of the signer, except in the case of such part of the 1972 Construction Project as is lawfully located in a public street or highway the Authority has acquired title to or perpetual easements in all real property constituting a part of the 1972 Construction Project and all real property incidental thereto sufficient for the purposes of the Authority, or such lesser right or interest in said real property sufficient for the purposes of the 1972 Construction Project, free from all liens, charges, conditions or encumbrances except such as will not under any circumstances cause the possession and use of the property by the Authority for its purposes to be disturbed prior to the payment in full of all the bonds then outstanding, and that either (i) there are no uncanceled mechanics', laborers', contractors', or materialmen's liens on any such property or on any funds of the Authority or on file in any public office where the same should be filed in order to be valid liens against any funds of the Authority or any part of such property and that, in the opinion of the signer of such opinion, the time within which such liens can be filed has expired or (ii) the Authority has irrevocably set aside in trust an amount sufficient and available to pay the sum claimed in any such lien.

If at the time of the filing of such requisition and accompanying certificate, the amount in the 1972 Construction Project Bond Service Fund equals or exceeds any unpaid interest then due on any outstanding bonds, plus the interest to become due on outstanding bonds on the next succeeding interest payment date, and the Authority is not in default in the payment of the principal of or interest on any bonds, the Authority shall pay out of the 1972 Project Construction Account, the amount stated in such requisition, and may expend such amount for any lawful purpose for which any obligations of the Authority may be issued to finance public buildings for lease to the State under the Act, or may transfer such amount to the State for expenditure for any lawful purpose, provided, that no such withdrawal shall be made if it reduces the amount in the 1972 Project Construction Account below the amount stated in the said certificate of the Authority as required to be reserved in the 1972 Project Construction Account.

SECTION 408. The Authority hereby establishes a special fund or account designated the "1972 Project Acquisition Account". The 1972 Project Acquisition Account shall be held by the Authority.

Cost of the 1972  
Acquisition of the  
Project.



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James D. Smith  
Signature of Camera Operator

4/4/89  
Date

Introduced: 3/20/72  
Referred: State Affairs  
and Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE CONCURRENT RESOLUTION NO. 46

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 Relating to the state assisting  
6 local governments in developing  
7 mass transportation systems.

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 WHEREAS it has become increasingly evident in recent years that the use  
10 of highways and the automobile as the basic mode of transportation has  
11 paralyzed urban centers throughout the United States; and

12 WHEREAS the great majority of the large urban centers in the United  
13 States are now attempting to escape the curse of highways and automobile  
14 pollution by developing mass transportation systems; and

15 WHEREAS the large urban centers in the United States which are develop-  
16 ing mass transportation systems are doing so at excessive costs because they  
17 have been dedicated for decades to highway construction; and

18 WHEREAS growing urban areas can provide better transportation services  
19 for the people at a far lower cost if they initiate early in their develop-  
20 ment a modern, safe mass transportation system; and

21 WHEREAS urban areas in Alaska cannot afford to take advantage of  
22 initiating a mass transportation system early in their development because  
23 of the large costs involved; and

24 WHEREAS the state should aid urban centers in developing safe, inexpen-  
25 sive mass transportation systems;

26 BE IT RESOLVED that the Alaska Legislature recognizes its responsibility  
27 to the people of the state in the area of mass transportation and therefore  
28 supports the passage of HB 334, a bill to provide revenue sharing with local  
29 governments for providing mass transit facilities or services, and HB 335,

COMMITTEE COPY

1 a bill granting powers to cities and boroughs to provide mass transportation  
2 facilities and services.

3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

ALASKA STATE LEGISLATURE

SEVENTH Legislature SECOND Session

HOUSE CONCURRENT RES. NO. 46

By THE STATE AFFAIRS COMMITTEE

Relating to the state assisting local governments in developing mass transportation systems.

Mass transportation

Introduced in the House 3/20/1972

HISTORY IN THE HOUSE

19 72

Mar 20

Read first time and referred to Committee on State Affairs and Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS Yeas Nays : Absent Excused

Effective Date

PASS Yeas Nays : Absent Excused

Reported correctly engrossed Signed by Speaker Sent to Senate

**HISTORY IN THE SENATE**

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS : Yeas  
Nays  
Absent  
Excused

Effective Date

PASS : Yeas  
Nays  
Absent  
Excused

Reported correctly engrossed  
Signed by President  
Returned to House

SECRETARY OF THE SENATE

**HISTORY IN THE HOUSE**

19

Received from Senate

Reported correctly enrolled

Sent to Governor

..... By Governor

Filed with Lt. Governor

Chapter No. ....

### Committee Report

HOUSE OF REPRESENTATIVES

3/21/72

\_\_\_\_\_ Date

Mr. Speaker

The Committee on FINANCE has had HCR 46 under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_ committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ CHAIRMAN

3/21/72

Committee Report

HOUSE OF REPRESENTATIVES \*FINANCE\*

March 24, 1972 Date

Mr. Speaker

The Committee on STATE AFFAIRS has had HCR 46 under consideration. A majority of the members of the Committee

- recommends it do pass
recommends it do not pass
recommends it do pass with attached amendment(s)
recommends it be replaced with CS for and that CS for do pass
(and) recommends it be referred to the committee
reports it back without recommendation
(other)

MEMBERS SIGNING THE MAJORITY REPORT:

Handwritten signatures of committee members including Stephen M. Fischer, W. D. Miller, Robert L. McLaughlin, James McQueen, E. S. Darden, and Mike Rose.

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

Handwritten signatures and recommendations of dissenting members: [Signature] recommends: DO NOT PASS; [Signature] recommends: DO PASS IF AMENDED; [Signature] recommends: [blank]; [Signature] recommends: [blank].

Handwritten signature of the Chairman, Robert L. McLaughlin.

CHAIRMAN

Introduced: 3/20/72  
Referred: State Affairs  
and Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE CONCURRENT RESOLUTION NO. 46

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE -- SECOND SESSION

5 Relating to the state assisting  
6 local governments in developing  
7 mass transportation systems.

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 WHEREAS it has become increasingly evident in recent years that the use  
10 of highways and the automobile as the basic mode of transportation has  
11 paralyzed urban centers throughout the United States; and

12 WHEREAS the great majority of the large urban centers in the United  
13 States are now attempting to escape the curse of highways and automobile  
14 pollution by developing mass transportation systems; and

15 WHEREAS the large urban centers in the United States which are develop-  
16 ing mass transportation systems are doing so at excessive costs because they  
17 have been dedicated for decades to highway construction; and

18 WHEREAS growing urban areas can provide better transportation services  
19 for the people at a far lower cost if they initiate early in their develop-  
20 ment a modern, safe mass transportation system; and

21 WHEREAS urban areas in Alaska cannot afford to take advantage of  
22 initiating a mass transportation system early in their development because  
23 of the large costs involved; and

24 WHEREAS the state should aid urban centers in developing safe, inexpen-  
25 sive mass transportation systems;

26 BE IT RESOLVED that the Alaska Legislature recognizes its responsibility  
27 to the people of the state in the area of mass transportation and therefore  
28 supports the passage of HB 334, a bill to provide revenue sharing with local  
29 governments for providing mass transit facilities or services, and HB 335,

1 a bill granting powers to cities and boroughs to provide mass transportation  
2 facilities and services.

3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29



# RECORDS



# CERTIFICATION

I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James D. Smith  
Signature of Camera Operator

4/4/89  
Date

Introduced: 3/20/72  
Referred: State Affairs and  
Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE CONCURRENT RESOLUTION NO. 47

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 Relating to the construction of foot  
6 and bicycle trails and paths.

7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 WHEREAS the pressures of increased population and economic development  
9 have had the effect every year of increasing traffic on Alaska's existing  
10 highways; and

11 WHEREAS many of Alaska's new, modern expressways and high speed thorough-  
12 fares must necessarily be constructed to accommodate motorized traffic only;  
13 and

14 WHEREAS the increased traffic and restricted usage make it increasingly  
15 difficult, and sometimes impossible, for pedestrians and cyclists in and  
16 around urban communities to get from one point to another; and

17 WHEREAS an integrated system of foot and bicycle trails and paths  
18 is necessary in order to enable pedestrians and cyclists to move easily and  
19 safely in and around urban communities; and

20 WHEREAS, in order to establish an integrated system of foot and bicycle  
21 trails and paths, there must be a coordinated effort made by the Departments  
22 of Highways, Natural Resources and Public Works;

23 BE IT RESOLVED that the Governor is respectfully requested to direct  
24 the Commissioner of Highways, the Commissioner of Natural Resources, the  
25 Commissioner of Public Works and the Commissioner of Environmental Conserva-  
26 tion to coordinate and initiate a comprehensive integrated statewide plan  
27 of bicycle and foot-traffic trails and paths in appropriate communities  
28 throughout Alaska with special emphasis being devoted to urban and urbanizing  
29 communities where highway construction and traffic already restrict pedestrian

1 and bicycle traffic or where motorized traffic is expected to do so in the  
2 immediate future; and be it

3       FURTHER RESOLVED that the Commissioners be directed to solicit the  
4 suggestions for these trails and paths from local and statewide organizations  
5 and from individuals.  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

ALASKA STATE LEGISLATURE

SEVENTH Legislature SECOND Session

HOUSE ..... CONCURRENT NO. .... 47.

By THE STATE AFFAIRS COMMITTEE

Relating to the construction of foot and bicycle trails and paths.

Trails, foot & bicycle

Introduced in the House 3/20/ 72  
....., 19....

HISTORY IN THE HOUSE

19 72

Read first time and referred to Committee on

Mar 20

State Affairs and Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS : Yeas  
: Nays  
: Absent  
: Excused

Effective Date

PASS : Yeas  
: Nays  
: Absent  
: Excused

Reported correctly engrossed  
Signed by Speaker  
Sent to Senate

CHIEF CLERK OF THE HOUSE

**HISTORY IN THE SENATE**

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS : Yeas  
: Nays  
: Absent  
Excused

Effective Date

PASS : Yeas  
: Nays  
: Absent  
Excused

Reported correctly engrossed  
Signed by President  
Returned to House

SECRETARY OF THE SENATE

**HISTORY IN THE HOUSE**

19

Received from Senate

Reported correctly enrolled

Sent to Governor

..... By Governor

Filed with Lt. Governor

Chapter No. ....

### Committee Report

HOUSE OF REPRESENTATIVES

3/27/72

\_\_\_\_\_ Date

Mr. Speaker

The Committee on FINANCE has had HCR 47 under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_ committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ CHAIRMAN

3/21/72

### Committee Report

HOUSE OF REPRESENTATIVES \*FINANCE\*

March 24, 1972  
Date

Mr. Speaker

The Committee on STATE AFFAIRS has had HCR 47

under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that  
CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_  
committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

Helen M. Jacobson \_\_\_\_\_  
W. D. W. Oll \_\_\_\_\_  
Richard L. Metzger \_\_\_\_\_  
John Harris \_\_\_\_\_  
W. B. Baskin \_\_\_\_\_  
Mike Rose \_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

John Harris recommends: NO RECOMMENDATION  
Paul G. Gagnier recommends: DO PASS IF AMENDED  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends: Richard L. Metzger  
 CHAIRMAN

The Legislature of the State of Alaska  
 FISCAL NOTE  
 Second Session - Seventh State Legislature

I. REQUEST

Bill Identification: HCR 47 + HB 742  
 Title: Foot and Bicycle Trails  
 Requested by: Legislative Finance Date: 3/28/72  
 Return Date Requested: 4/7/72  
 Agency: Highways Program: \_\_\_\_\_

II. FISCAL DETAIL

Budget Request Unit(s) Affected: \_\_\_\_\_

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 72	FY 73	FY 74	FY 75	FY 76	FY 77
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

B. FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	/	/	/	/	/
MAN MONTHS (P./T.)	/	/	/	/	/	/

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

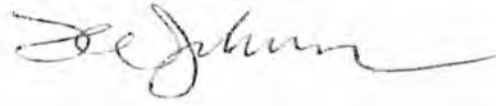
1. Since an inventory and comprehensive statewide plan of bicycle and foot trails has not been completed, we have no way of presenting a realistic cost to complete a program.

IV. ATTACHMENTS

See attached fiscal note on HB 742 for estimated unit costs.

V. DATE: 3/29/72 PREPARED BY: T. A. Johnson

Original: Legislative Finance ✓  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)



Introduced: 3/20/72  
Referred: State Affairs and

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2

HOUSE CONCURRENT RESOLUTION NO. 47

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SEVENTH LEGISLATURE - SECOND SESSION

5

Relating to the construction of foot

6

and bicycle trails and paths.

7

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8

WHEREAS the pressures of increased population and economic development

9

have had the effect every year of increasing traffic on Alaska's existing

10

highways; and

11

WHEREAS many of Alaska's new, modern expressways and high speed thorough-

12

fares must necessarily be constructed to accommodate motorized traffic only;

13

and

14

WHEREAS the increased traffic and restricted usage make it increasingly

15

difficult, and sometimes impossible, for pedestrians and cyclists in and

16

around urban communities to get from one point to another; and

17

WHEREAS an integrated system of foot and bicycle trails and paths

18

is necessary in order to enable pedestrians and cyclists to move easily and

19

safely in and around urban communities; and

20

WHEREAS, in order to establish an integrated system of foot and bicycle

21

trails and paths, there must be a coordinated effort made by the Departments

22

of Highways, Natural Resources and Public Works;

23

BE IT RESOLVED that the Governor is respectfully requested to direct

24

the Commissioner of Highways, the Commissioner of Natural Resources, the

25

Commissioner of Public Works and the Commissioner of Environmental Conserva-

26

tion to coordinate and initiate a comprehensive integrated statewide plan

27

of bicycle and foot-traffic trails and paths in appropriate communities

28

throughout Alaska with special emphasis being devoted to urban and urbanizing

29

communities where highway construction and traffic already restrict pedestrian

1 and bicycle traffic or where motorized traffic is expected to do so in the  
2 immediate future; and be it

3       FURTHER RESOLVED that the Commissioners be directed to solicit the  
4 suggestions for these trails and paths from local and statewide organizations  
5 and from individuals.

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James D. Smith  
Signature of Camera Operator

4/4/89  
Date

Introduced: 3/30/72  
Referred: Finance

BY THE HEALTH, WELFARE AND  
EDUCATION COMMITTEE

1 IN THE HOUSE

2 HOUSE CONCURRENT RESOLUTION NO. 52

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 Relating to the accessibility and  
6 usability of buildings and facili-  
7 ties at the University of Alaska by  
8 physically handicapped students.

9 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 WHEREAS it has come to the attention of the Legislature that the build-  
11 ings on the University of Alaska's Anchorage Community College campus are  
12 inaccessible to or unusable by physically handicapped students: (1) en-  
13 trances are so constructed that students in wheelchairs cannot enter and  
14 exit a building by themselves; (2) there are no elevators or ramps to the  
15 second floor of the two-story buildings, preventing a physically handicapped  
16 person from attending classes in those areas; (3) many buildings may be  
17 entered only by stairs for there are no ramps; (4) restrooms are without  
18 grasp bars and other apparatus enabling physically handicapped students to  
19 use them; and

20 WHEREAS in the new University of Alaska/Alaska Methodist University  
21 Consortia Library Building presently under construction, although there will  
22 be elevators to the upper floors, there will be no ramp enabling students in  
23 wheelchairs to enter the building, and there are no elevators included in  
24 two other two-story buildings presently under construction on the Anchorage  
25 Community College campus; and

26 WHEREAS both federal and state law require that in the planning and  
27 construction of public buildings state agencies, under the supervision of the  
28 Department of Public Works, are required to insure that public buildings and  
29 facilities are accessible to, and usable by, the physically handicapped; and

COMMITTEE COPY

1           WHEREAS it is apparent that the University of Alaska has overlooked the  
2 requirements of AS 35.15.015 in the construction of buildings and facilities  
3 at the Anchorage campus of the University;

4           BE IT RESOLVED that the Legislature of the State of Alaska directs the  
5 Board of Regents to take the following action:

6           (1) immediately eliminate those architectural barriers in build-  
7 ings under construction on all campuses of the University that limit or  
8 preclude accessibility by physically handicapped students by issuing change  
9 orders in the construction contracts where required;

10           (2) contract with the Department of Public Works for a complete  
11 survey of all University buildings on each campus and at each community col-  
12 lege to determine if the structures and facilities are in compliance with  
13 AS 35.15.015 and to secure federal funds from the Office of Vocational Re-  
14 habilitation or any other federal or private source to enable expeditious  
15 modification of existing structures and facilities to ensure compliance with  
16 both federal and state law;

17           (3) review all plans for future construction throughout the state  
18 university system to ensure full compliance with federal and state laws to  
19 eliminate those architectural barriers that deny access to the University's  
20 buildings and facilities by physically handicapped students, or limit their  
21 usability, and to secure federal funds where available for this purpose; and  
22 be it

23           FURTHER RESOLVED that the Board of Regents of the University of Alaska  
24 is directed to report to the Legislature not later than the fifth calendar  
25 day of the Eighth Alaska Legislature, First Session, on the steps it has  
26 taken to comply with this resolution.

27           COPIES of this resolution shall be sent to Dr. William R. Wood, Presi-  
28 dent of the University of Alaska; Mr. William A. O'Neill, President of the  
29 Board of Regents, and to each member of the Board; and to Mr. George W.

Easley, Commissioner of Public Works.

4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

ALASKA STATE LEGISLATURE

SEVENTH Legislature SECOND Session

HOUSE CONCURRENT RES NO. 52

By THE HEALTH, WELFARE AND EDUCATION COMMITTEE

Relating to the accessibility and usability of buildings and facilities at the University of Alaska by physically handicapped students.

U of A, handicapped students

Introduced in the House 3/30/72, 19

HISTORY IN THE HOUSE

19 72

Mar 30

Read first time and referred to Committee on

Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS Yeas Nays Absent Excused

Effective Date

PASS Yeas Nays Absent Excused

Reported correctly engrossed Signed by Speaker Sent to Senate

CHIEF CLERK OF THE HOUSE

**HISTORY IN THE SENATE**

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS : Yeas  
: Nays  
: Absent  
: Excused

Effective Date

PASS : (cas  
: Nays  
: Absent  
: Excused

Reported correctly engrossed  
Signed by President  
Returned to House

SECRETARY OF THE SENATE

**HISTORY IN THE HOUSE**

19

Received from Senate

Reported correctly enrolled

Sent to Governor

..... By Governor

Filed with Lt. Governor

Chapter No. ....

Relating to the accessibility and usability of buildings and facilities at the University of Alaska by physically handicapped students.

3/30/72

### Committee Report

HOUSE OF REPRESENTATIVES

\_\_\_\_\_ Date

Mr. Speaker

The Committee on FINANCE has had HCR 52 under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_ committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ CHAIRMAN

Relating to the accessibility and usability of buildings and facilities at the University of Alaska by physically handicapped students.

### Committee Report

*Finane*

HOUSE OF REPRESENTATIVES

3/30/72

29 Mar. 1972  
Date

Mr. Speaker

The Committee on HEALTH, WELFARE & ED. has had HCR 52 under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_ committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

Genie Chance \_\_\_\_\_  
M. B. Merrill \_\_\_\_\_  
Carl Edwards \_\_\_\_\_  
Ed Naughton \_\_\_\_\_  
Richard Whittaker \_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

K. Spickard recommends: No recommendation  
Mike Sweet recommends: no rec.  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends: Genie Chance  
 CHAIRMAN

The Legislature of the State of Alaska  
 FISCAL NOTE  
 Second Session - Seventh State Legislature

I. REQUEST

Bill Identification: HCR 53  
 Title: Use of Building Utilization by Handicapped  
 Requested by: Legislative Finance Date: 3/30/72  
 Return Date Requested: 4/14/72  
 Agency: \_\_\_\_\_ Program: \_\_\_\_\_

II. FISCAL DETAIL

Budget Request Unit(s) Affected: University of Alaska - various

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 72	FY 73	FY 74	FY 75	FY 76	FY 77
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		NONE				

B. FUNDING: (Thousands of dollars)

GENERAL FUND					
FEDERAL FUNDS		NONE			
OTHER					

C. POSITIONS:

PERMANENT/TEMPORARY	/	/	NONE	/	/	/
MAN MONTHS (P./T.)	/	/	/	/	/	/

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Since the allegations contained in this resolution are inaccurate and untrue, and since the proposed contract with the Department of Public Works would perform no costly function, no fiscal detail is set forth above.

IV. ATTACHMENTS

See attached Response to House Concurrent Resolution #52

V. DATE: April 10, 1972 PREPARED BY: Donald C. Moyer  
 Executive Director, Planning and  
 Institutional Studies

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

RESPONSE TO HOUSE CONCURRENT RESOLUTION #52

This bill does not recognize the fact that all new buildings under construction by the University of Alaska in Anchorage and Fairbanks fully comply with the "American Standard Specifications for Making Buildings and Facilities Accessible to and Usable by the Physically Handicapped".

Contrary to the resolution, the University of Alaska, Anchorage <sup>academic</sup> Community College new/ building has entrances to facilitate self-entry of wheelchairs, it does have an elevator to accommodate the physically handicapped student. (There may be a slight delay in including an operational elevator in the new academic building at the Anchorage Community College because of a shortage in funds; however, it is hoped to be ready at the date of opening, but in any case will be operational at the earliest possible date.) Restrooms will be fitted with grasp bars and other apparatus to serve the handicapped. The second new building on the Anchorage campus is a Shop Building and the handicapped student will have no difficulty gaining entrance and circulating in this building.

The Anchorage Higher Education Library presently under construction has an elevator to the upper floors, will have a ramp to enable students in wheelchairs to enter the building and the necessary door widths, toilet stalls, etc. to accommodate the handicapped student.

As a result of the enactment of Sec. 35.10.015, the "American Standard Specifications for Making Buildings and Facilities Accessible to and Usable by the Physically Handicapped" became the basis for regulations governing the construction of public buildings and facilities by and for the state. These standards are now being followed in the planning and construction of all University of Alaska buildings and thus it is unnecessary for the University to contract with the Department of Public Works to eliminate these architectural barriers and to complete a survey of all existing University buildings to

determine the extent of remodelling necessary to comply with these regulations and to secure federal funds to bring about modifications to the handicapped student.

Such a study of existing facilities will be made and a report prepared before January 1, 1973.

A cursory study of the cost of such modifications in existing buildings is attached. It will be noted that this estimates the costs to run \$1,322,000. The University will explore the availability of federal funds to assist in the cost of these modifications.

UNIVERSITY OF ALASKA

An estimate of costs to modify all existing buildings to provide for the physically handicapped as of March 1972 is as follows:

Anchorage Community College

Elevators for Building A and Building C	\$170,000
Remps for Buildings D and E	25,000
Widening doors and stalls on toilets (10 x \$3,000)	30,000
New Classroom elevator	25,000

Fairbanks

Duckering Building	- toilet stalls	3,000
Bunnell Building	- toilet stalls	3,000
Brooks Building	- elevator	120,000
	- toilet stalls	3,000
Library, Fine Arts Bldg.	- elevator	30,000
	- toilet stalls	3,000
Constitution Hall	- ramp	10,000
	- toilet stalls	7,000
Museum	- elevator	75,000
	- toilet stalls	8,000
Eielson Building	- elevator	125,000
	- toilet stalls	3,000
McIntosh	- elevator	100,000
	- toilet stalls	3,000
Nerland	- elevator	100,000
	- toilet stalls	3,000
Stevens	- elevator	100,000
	- toilet stalls	3,000
Lathrop	- elevator	100,000
	- toilet stalls	3,000
Patty Building	- elevator	100,000
	- toilet stalls	3,000
Geophysical Institute	- toilet stalls	3,000
Bio-Science Building	- toilet stalls	3,000

Ketchikan

-	elevator	115,000
-	widen doors, toilets and stalls	12,000

Juneau

-	widen doors, toilets and stalls	25,000
---	------------------------------------	--------

Mat-Su

-	widening toilet stalls	3,000
---	------------------------	-------

Kodiak

-	widening toilet stalls	3,000
---	------------------------	-------

Kenai

-	widening toilet stalls	3,000
---	------------------------	-------

\$1,322,000

=====

Introduced: 3/30/72  
Referred: Finance

1 IN THE HOUSE

BY THE HEALTH, WELFARE AND  
EDUCATION COMMITTEE

2 HOUSE CONCURRENT RESOLUTION NO. 52

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 Relating to the accessibility and  
6 usability of buildings and facili-  
7 ties at the University of Alaska by  
8 physically handicapped students.

9 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 WHEREAS it has come to the attention of the Legislature that the build-  
11 ings on the University of Alaska's Anchorage Community College campus are  
12 inaccessible to or unusable by physically handicapped students: (1) en-  
13 trances are so constructed that students in wheelchairs cannot enter and  
14 exit a building by themselves; (2) there are no elevators or ramps to the  
15 second floor of the two-story buildings, preventing a physically handicapped  
16 person from attending classes in those areas; (3) many buildings may be  
17 entered only by stairs for there are no ramps; (4) restrooms are without  
18 grasp bars and other apparatus enabling physically handicapped students to  
19 use them; and

20 WHEREAS in the new University of Alaska/Alaska Methodist University  
21 Consortium Library Building presently under construction, although there will  
22 be elevators to the upper floors, there will be no ramp enabling students in  
23 wheelchairs to enter the building, and there are no elevators included in  
24 two other two-story buildings presently under construction on the Anchorage  
25 Community College campus; and

26 WHEREAS both federal and state law require that in the planning and  
27 construction of public buildings state agencies, under the supervision of the  
28 Department of Public Works, are required to insure that public buildings and  
29 facilities are accessible to, and usable by, the physically handicapped; and

1 WHEREAS it is apparent that the University of Alaska has overlooked the  
2 requirements of AS 35.15.015 in the construction of buildings and facilities  
3 at the Anchorage campus of the University;

4 BE IT RESOLVED that the Legislature of the State of Alaska directs the  
5 Board of Regents to take the following action:

6 (1) immediately eliminate those architectural barriers in build-  
7 ings under construction on all campuses of the University that limit or  
8 preclude accessibility by physically handicapped students by issuing change  
9 orders in the construction contracts where required;

10 (2) contract with the Department of Public Works for a complete  
11 survey of all University buildings on each campus and at each community col-  
12 lege to determine if the structures and facilities are in compliance with  
13 AS 35.15.015 and to secure federal funds from the Office of Vocational Re-  
14 habilitation or any other federal or private source to enable expeditious  
15 modification of existing structures and facilities to ensure compliance with  
16 both federal and state law;

17 (3) review all plans for future construction throughout the state  
18 university system to ensure full compliance with federal and state laws to  
19 eliminate those architectural barriers that deny access to the University's  
20 buildings and facilities by physically handicapped students, or limit their  
21 usability, and to secure federal funds where available for this purpose; and  
22 be it

23 FURTHER RESOLVED that the Board of Regents of the University of Alaska  
24 is directed to report to the Legislature not later than the fifth calendar  
25 day of the Eighth Alaska Legislature, First Session, on the steps it has  
26 taken to comply with this resolution.

27 COPIES of this resolution shall be sent to Dr. William R. Wood, Presi-  
28 dent of the University of Alaska; Mr. William A. O'Neill, President of the  
29 Board of Regents, and to each member of the Board; and to Mr. George W.

1 Easley, Commissioner of Public Works.

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James D. Smith  
Signature of Camera Operator

4/4/89  
Date

Introduced: 3/30/72  
Referred: Finance

BY THE HEALTH, WELFARE AND  
EDUCATION COMMITTEE

1 IN THE HOUSE

2 HOUSE CONCURRENT RESOLUTION NO. 50

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 Relating to student placement  
6 services at the University of  
7 Alaska.

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 WHEREAS undergraduate and graduate programs of instruction have expanded  
10 to the point where there are more students enrolled at the Anchorage campus  
11 of the University of Alaska and at Anchorage Community College than at the  
12 University's Fairbanks campus; and

13 WHEREAS many of these students enrolled both in academic and in voca-  
14 tional and technical training programs have done so to further their career  
15 objectives; and

16 WHEREAS students will seek employment opportunities after completion  
17 of their studies and other students also desire assistance in securing part-  
18 time employment to assist them in defraying the cost of their education or  
19 to provide work experience related to their educational program that is useful  
20 in obtaining employment following graduation or completion of a vocational-  
21 technical course of study; and

22 WHEREAS the only job placement office for students enrolled at the  
23 University of Alaska, including the community colleges, is located on the  
24 Fairbanks campus; thus those attending the University at Anchorage or the  
25 Anchorage Community College do not have ready access to the career counseling  
26 and employment services offered by a placement office;

27 BE IT RESOLVED by the Legislature of the State of Alaska that the  
28 Board of Regents of the University of Alaska is requested to establish a job  
29 placement office at Anchorage for use of students enrolled either at the

1 University of Alaska, Anchorage, or at Anchorage Community College not later  
2 than the beginning of the Fall Semester, 1973, and be it

3       FURTHER RESOLVED that the Board of Regents is directed to report to the  
4 Legislature not later than the fifth calendar day of the First Session of the  
5 Eighth Legislature, on the steps it has taken to comply with this resolution.

6       COPIES of this resolution shall be sent to Dr. William R. Wood, Presi-  
7 dent of the University of Alaska; Mr. William A. O'Neill, President of the  
8 Board of Regents of the University of Alaska, and to the other members of the  
9 Board; and to Dr. Lewis Faines, Provost, University of Alaska, Anchorage, and  
10 Dean Gene Short, Director, Anchorage Community College.

**ALASKA STATE LEGISLATURE**

SEVENTH Legislature SECOND Session

HOUSE . . . . CONCURRENT NO. 55 . . . .

By THE HEALTH, WELFARE AND . . . . .  
EDUCATION COMMITTEE

Relating to student placement  
services at the University of  
Alaska.

Placement svcs/ U of A

Introduced in the House . . . . . 3/30/ 72  
. . . . ., 19 . . . .

**HISTORY IN THE HOUSE**

19 72

Mar 30

Read first time and referred  
to Committee on  
Finance

Reported back with  
recommendation that

Read second time and

Read third time and

PASS : Yeas  
Nays  
Absent  
Excused

Effective Date

PASS : Yeas  
Nays  
Absent  
Excused

Reported correctly engrossed  
Signed by Speaker  
Sent to Senate

CHIEF CLERK OF THE HOUSE

## HISTORY IN THE SENATE

19

Read first time and referred  
to Committee on

Reported back with  
recommendation that

Read second time and

Read third time and

PASS      Ycas  
            : Nays  
            : Absent  
            : Excused

Effective Date

PASS      Ycas  
            : Nays  
            : Absent  
            : Excused

Reported correctly engrossed  
Signed by President  
Returned to House

SECRETARY OF THE SENATE

## HISTORY IN THE HOUSE

19

Received from Senate

Reported correctly enrolled

Sent to Governor

..... By Governor

Filed with Lt. Governor

Chapter No. ....

3/30/72

### Committee Report

#### HOUSE OF REPRESENTATIVES

\_\_\_\_\_ Date

Mr. Speaker

The Committee on FINANCE has had HCR 55 under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_ committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ CHAIRMAN

Committee Report

HOUSE OF REPRESENTATIVES

*Finance*

Date

Mr. Speaker

<sup>55</sup>  
The Committee on Health, Welfare & Education has had HCR 55

under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that  
CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_  
committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

*Genie Chance* \_\_\_\_\_  
*Edna Hunter* \_\_\_\_\_  
*Kim Watters* \_\_\_\_\_  
*Carl P. Moses* \_\_\_\_\_  
*M. B. Moore* \_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

*E. Spubing* recommends: *no recommendation*  
*Mike Colette* recommends: *no rec*  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends:

*Genie Chance*  
CHAIRMAN

The Legislature of the State of Alaska  
FISCAL NOTE  
Second Session - Seventh State Legislature

I. REQUEST

Bill Identification: HCR 55  
 Title: U of A student placement services  
 Requested by: Legislative Finance Date: 3/30/72  
 Return Date Requested: 4/14/72  
 Agency: \_\_\_\_\_ Program: \_\_\_\_\_

II. FISCAL DETAIL

Budget Request Unit(s) Affected: University of Alaska - Southcentral Region  
 A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 72	FY 73	FY 74	FY 75	FY 76	FY 77
100 PERSONAL SERVICES		25,224	31,376	36,261	37,944	39,292
200 TRAVEL		1,000	1,000	1,000	1,100	1,200
300 CONTRACTUAL		1,500	1,700	1,794	1,893	1,997
400 COMMODITIES		700	735	772	811	852
500 EQUIPMENT		3,211	655	100	100	-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		<b>31,635</b>	<b>35,466</b>	<b>39,927</b>	<b>41,848</b>	<b>43,341</b>

B. FUNDING: (Thousands of dollars)

GENERAL FUND		31,635	35,466	39,927	41,848	43,341
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	2 $\frac{1}{2}$ /	3 /	3 /	3 /	3 /
MAN MONTHS (P./T.)	/	/	/	/	/	/

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

<u>1973 only</u>	Personal services above:	Equipment above:	
	Head 16,800	Reception room furn 636	
	Personal Secy 8,424	Desk 269	
	<u>25,224</u>	Desk 252	
		Chair 176	
		Chair 85	
		5 files 5 drawer 626	
		Bookcase 142	
		Magazine rack 125	
		2 Typewriters 900	
		<u>3,211</u>	

IV. ATTACHMENTS

See attached Response to House Concurrent Resolution #55

V. DATE: April 12, 1972 PREPARED BY: Bettie H. Clark, Head, Alumni Serv & Placement

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

J. Sorensen, Director, Univ Relations  
 H. Byrd, Exec Director, Bgt Develop-  
 ment

UNIVERSITY OF ALASKA

Response to House Concurrent Resolution #55

The University Placement Office is operated as a function of the Alumni Association Office in the general area of University Relations. Even before establishment of the Southcentral Region and appointment of a provost, the University has considered the need for a Placement Office in the Anchorage area to serve graduates and alumni. Each year since a provost has been in charge of the Southcentral Region, the Placement Officer has recommended that a budget be established and a Placement Office be set up for the region in Anchorage. Fiscal restraints involving many other unmet needs have prevented this. Meanwhile the present Placement Officer has served the Anchorage area as much as is possible. Teacher candidate classes each semester receive placement forms and many set up their credential files in the office and have been served.

As soon as the University's financial outlook improves sufficiently to enable it to overcome the extreme priority crunch in providing additional services, the Board of Regents will undoubtedly establish such an office in Anchorage with or without passage of this resolution.

PLEASE REPLY BY AIRMAIL

Introduced: 3/30/72  
Referred: Finance

1 IN THE HOUSE

BY THE HEALTH, WELFARE AND  
EDUCATION COMMITTEE

2

HOUSE CONCURRENT RESOLUTION NO. 55

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SEVENTH LEGISLATURE - SECOND SESSION

5

Relating to student placement

6

services at the University of

7

Alaska.

8

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9

WHEREAS undergraduate and graduate programs of instruction have expanded  
10 to the point where there are more students enrolled at the Anchorage campus  
11 of the University of Alaska and at Anchorage Community College than at the  
12 University's Fairbanks campus; and

13

WHEREAS many of these students enrolled both in academic and in voca-  
14 tional and technical training programs have done so to further their career  
15 objectives; and

16

WHEREAS students will seek employment opportunities after completion  
17 of their studies and other students also desire assistance in securing part-  
18 time employment to assist them in defraying the cost of their education or  
19 to provide work experience related to their educational program that is useful  
20 in obtaining employment following graduation or completion of a vocational-  
21 technical course of study; and

22

WHEREAS the only job placement office for students enrolled at the  
23 University of Alaska, including the community colleges, is located on the  
24 Fairbanks campus; thus those attending the University at Anchorage or the  
25 Anchorage Community College do not have ready access to the career counseling  
26 and employment services offered by a placement office;

27

BE IT RESOLVED by the Legislature of the State of Alaska that the  
28 Board of Regents of the University of Alaska is requested to establish a job  
29 placement office at Anchorage for use of students enrolled either at the

1 University of Alaska, Anchorage, or at Anchorage Community College not later  
2 than the beginning of the Fall Semester, 1972; and be it

3       FURTHER RESOLVED that the Board of Regents is directed to report to the  
4 Legislature not later than the fifth calendar day of the First Session of the  
5 Eighth Legislature, on the steps it has taken to comply with this resolution.

6       COPIES of this resolution shall be sent to Dr. William R. Wood, Presi-  
7 dent of the University of Alaska; Mr. William A. O'Neill, President of the  
8 Board of Regents of the University of Alaska, and to the other members of the  
9 Board; and to Dr. Lewis Haines, Provost, University of Alaska, Anchorage, and  
10 Dean Gene Short, Director, Anchorage Community College.



# RECORDS CERTIFICATION

I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James D. Smith  
Signature of Camera Operator

4/4/89  
Date

Introduced: 3/3/72  
Referred: Judiciary and  
Finance

BY THE RULES COMMITTEE  
BY REQUEST

1 IN THE HOUSE

2 HOUSE JOINT RESOLUTION NO. 120

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 Amending the provisions of the  
6 Constitution of the State of Alaska  
7 relating to the administration and  
8 financing of the state court system.

9 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 \* Section 1. Sec. 16, art. IV of the Constitution of the State of Alaska  
11 is amended to read:

12 SECTION 16. COURT ADMINISTRATION. The supreme court shall  
13 exercise administrative jurisdiction over [THE CHIEF JUSTICE OF THE  
14 SUPREME COURT SHALL BE THE ADMINISTRATIVE HEAD OF] all courts. The  
15 supreme court shall appoint an administrative director to serve at the  
16 pleasure of the supreme court and to supervise the administrative  
17 operations of the judicial system. The administrative director, with  
18 the approval of the supreme court, may assign judges from one court  
19 or division thereof for temporary service. The administrative director  
20 shall prepare an annual budget for the judicial system [HE MAY ASSIGN  
21 JUDGES FROM ONE COURT OR DIVISION THEREOF TO ANOTHER FOR TEMPORARY  
22 SERVICE. THE CHIEF JUSTICE SHALL, WITH THE APPROVAL OF THE SUPREME  
23 COURT, APPOINT AN ADMINISTRATIVE DIRECTOR TO SERVE AT THE PLEASURE OF  
24 THE SUPREME COURT AND TO SUPERVISE THE ADMINISTRATIVE OPERATIONS OF  
25 THE JUDICIAL SYSTEM].

26 \* Sec. 2. Sec. 12, art. IX of the Constitution of the State of Alaska is  
27 amended to read:

28 SECTION 12. BUDGET. (a) The governor shall submit to the legis-  
29 lature, at a time fixed by law, a budget for the next fiscal year

COMMITTEE COPY

1 setting forth all proposed expenditures and anticipated income of all  
2 departments, offices, and agencies of the State. The governor, at the  
3 same time, shall submit a general appropriation bill to authorize the  
4 proposed expenditures, and a bill or bills covering recommendations in  
5 the budget for new or additional revenues.

6 (b) The administrative director of the judicial system shall  
7 submit an annual budget and supporting information for the judicial  
8 system to the governor at the time and in the form designated for  
9 budget submissions by the principal departments in the executive  
10 branch. The governor shall submit to the legislature as a part of his  
11 budget and general appropriation bill his budget and appropriation  
12 recommendations for the judicial system, accompanied by the initial  
13 budget request submitted to the governor by the administrative director  
14 of the judicial system.

15 \* Sec. 3. The amendment proposed by this resolution shall be placed  
16 before the voters of the state at the next statewide election in conformity  
17 with sec. 1, art. XIII, of the Alaska Constitution, and the election laws of  
18 the state.  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

ALASKA STATE LEGISLATURE

SEVENTH Legislature SECOND Session

HOUSE JOINT RES. NO. 120

By THE RULES COMMITTEE BY REQUEST

Amending the provisions of the Constitution of the State of Alaska relating to the administration and financing of the state court system.

Court system/financing etc

Introduced in the House 3/3/72

HISTORY IN THE HOUSE

19 72

Mar 3

Read first time and referred to Committee on

Judiciary and Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS Yeas Nays Absent Excused

Effective Date

PASS Yeas Nays Absent Excused

Reported correctly engrossed Signed by Speaker Sent to Senate

CHIEF CLERK OF THE HOUSE

## HISTORY IN THE SENATE

19

Read first time and referred  
to Committee on

Reported back with  
recommendation that

Read second time and

Read third time and

PASS : Yeas  
Nays  
Absent  
Excused

Effective Date:

PASS : Yeas  
Nays  
Absent  
Excused

Reported correctly engrossed  
Signed by President  
Returned to House

SECRETARY OF THE SENATE

## HISTORY IN THE HOUSE

19

Received from Senate

Reported correctly enrolled

Sent to Governor

..... By Governor

Filed with Lt. Governor

Chapter No. ....

Amending the provisions of the Constitution of the State of Alaska relating to the administration and financing of the state court system.

**Committee Report**

H O U S E   O F   R E P R E S E N T A T I V E S

5/13/72

\_\_\_\_\_ Date

Mr. Speaker

The Committee on FINANCE has had HJR 120

under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that  
CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_  
committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ CHAIRMAN

3/3/72

Committee Report

\*FINANCE\*

HOUSE OF REPRESENTATIVES

May 13, 1972 Date

Mr. Speaker

The Committee on JUDICIARY has had HJR 120

under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_ committee
- reports it back without recommendation
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

William Moran Hillstead  
 Mike Rose  
 Mr. Bonfante  
 Lt. Barkel

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

~~J. R. ...~~ recommends: ~~do not pass~~  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends:  
 \_\_\_\_\_ recommends:

William Moran  
CHAIRMAN

Introduced: 3/3/72  
Referred: Judiciary and  
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE  
BY REQUEST

2 HOUSE JOINT RESOLUTION NO. 120

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE -- SECOND SESSION

5 Amending the provisions of the  
6 Constitution of the State of Alaska  
7 relating to the administration and  
8 financing of the state court system.

9 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 \* Section 1. Sec. 16, art. IV of the Constitution of the State of Alaska  
11 is amended to read:

12 SECTION 16. COURT ADMINISTRATION. The supreme court shall  
13 exercise administrative jurisdiction over [THE CHIEF JUSTICE OF THE  
14 SUPREME COURT SHALL BE THE ADMINISTRATIVE HEAD OF] all courts. The  
15 supreme court shall appoint an administrative director to serve at the  
16 pleasure of the supreme court and to supervise the administrative  
17 operations of the judicial system. The administrative director, with  
18 the approval of the supreme court, may assign judges from one court  
19 or division thereof for temporary service. The administrative director  
20 shall prepare an annual budget for the judicial system [HE MAY ASSIGN  
21 JUDGES FROM ONE COURT OR DIVISION THEREOF TO ANOTHER FOR TEMPORARY  
22 SERVICE. THE CHIEF JUSTICE SHALL, WITH THE APPROVAL OF THE SUPREME  
23 COURT, APPOINT AN ADMINISTRATIVE DIRECTOR TO SERVE AT THE PLEASURE OF  
24 THE SUPREME COURT AND TO SUPERVISE THE ADMINISTRATIVE OPERATIONS OF  
25 THE JUDICIAL SYSTEM].

26 \* Sec. 2. Sec. 12, art. IX of the Constitution of the State of Alaska is  
27 amended to read:

28 SECTION 12. BUDGET. (a) The governor shall submit to the legis-  
29 lature, at a time fixed by law, a budget for the next fiscal year

1 setting forth all proposed expenditures and anticipated income of all  
2 departments, offices, and agencies of the State. The governor, at the  
3 same time, shall submit a general appropriation bill to authorize the  
4 proposed expenditures, and a bill or bills covering recommendations in  
5 the budget for new or additional revenues.

6 (b) The administrative director of the judicial system shall  
7 submit an annual budget and supporting information for the judicial  
8 system to the governor at the time and in the form designated for  
9 budget submissions by the principal departments in the executive  
10 branch. The governor shall submit to the legislature as a part of his  
11 budget and general appropriation bill his budget and appropriation  
12 recommendations for the judicial system, accompanied by the initial  
13 budget request submitted to the governor by the administrative director  
14 of the judicial system.

15 \* Sec. 3. The amendment proposed by this resolution shall be placed  
16 before the voters of the state at the next statewide election in conformity  
17 with sec. 1, art. XIII, of the Alaska Constitution, and the election laws of  
18 the state.