

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

SB 94 cont., 98, 103, 104, 107, 119 / 32

1 procedures, shall enlist the aid of Alaskans who are actively interested
2 in working with young people. Following adoption of the procedures,
3 the commission shall accept applications from individuals and nomina-
4 tions for consideration.

5 (b) Recommendations of the commission shall be limited to young
6 people who

7 (1) have a capacity, desire, interest, ability and potential
8 for leadership and service to the state;

9 (2) will have attained the age of 17 but not the age of
10 22 before the beginning of their service.

11 Sec. 44.17.756. GOVERNOR'S INTERNS. An intern shall be appointed
12 to serve on the staff of the Office of the Governor for a period of
13 time prescribed by the governor, with a maximum of one year. He may
14 be assigned responsibilities in that office or in the office of a
15 commissioner or other principal department or agency of the executive
16 branch of state government. Service will begin at a time prescribed
17 by the governor. Governor's interns are in the partially exempt ser-
18 vice. Salaries shall be individually established by the governor on
19 the basis of prior experience and the responsibilities of the position.
20 Salaries shall not exceed \$700 per month or \$8,400 per year.

21 Sec. 44.19.758. APPOINTMENT TO BOARDS AND COMMISSIONS. (a)
22 Notwithstanding AS 39.05.100 or a provision of law relating to age, the
23 governor may appoint any resident of Alaska to a board or commission
24 if recommended by the commission.

25 (b) A young person recommended by the commission may be appointed
26 to boards or commissions with special qualifications for membership
27 if the proposed nominee, except for his age, meets the required qualif-
28 fications as set by law.

29 (c) An individual appointed to a board or commission under this

1 section is entitled to the rights, privileges, and responsibilities
2 of other members, and his appointment is subject to confirmation by the
3 legislature when required by law. No additional seat on a board or
4 commission is created by virtue of secs. 748 - 758 of this chapter.

5 * Sec. 2. AS 39.05.060 is amended to read:

6 Sec. 39.05.060. APPOINTMENT, QUALIFICATIONS, AND TERMS OF
7 OFFICE OF MEMBERS OF DEPARTMENTAL BOARDS, COUNCILS, OR COMMISSIONS.

8 Each member of the Local Boundary Commission, Alcoholic Beverage
9 Control Board, Employment Security Advisory Council, Alaska State
10 Housing Authority, Board of Fish and Game, Board of Tourism, Commission
11 for Northern Operations of Rail Transportation and Highways, [AND]
12 the Board of Directors for State-Operated Schools, and the Governor's
13 Commission on the Involvement of Young People in Government shall be
14 a citizen of the United States. The governor shall appoint each
15 member on the basis of interest in public affairs, good judgment,
16 knowledge and ability in the field of action of the department for
17 which appointed, and with a view to providing diversity of interest
18 and points of view in the membership. Appointments are subject to
19 confirmation by a majority of the members of the legislature in joint
20 session. Initial appointments of members are as follows: (1) in the
21 case of three-member boards, for one, two and three years; (2) in the
22 case of five-member boards, for one, two, three, four and five years;
23 (3) in the case of six-member boards, two members serve for one year,
24 two for two years, and two for three years; (4) in the case of eight-
25 member boards, two members serve for one year, two for two years, two
26 for three years, and two for four years; (5) and in the case of ten-
27 member boards, two members serve for one year, two for two years, two
28 for three years, two for four years and two for five years. Initial
29 terms date from February 1 before appointment. A vacancy occurring

1 during a term of office is filled in the same manner as the original
2 appointment is made and for the balance of the unexpired term. Each
3 member holds office at the pleasure of the governor notwithstanding
4 the member's term.

5 * Sec. 3. This Act takes effect on the day after its passage and approval
6 or on the day it becomes law without approval.

Hon. George Johnson
House Finance Committee.

George:

Here is something
Donna Spragg worked up
on SB 94.

I understand the
substitute expands the
membership of the
Commission.

Hope this helps
a bit.

Wambling

February 5, 1971

The Honorable Jay Hammond
President of the Senate
Alaska State Legislature
Capital Building
Juneau, Alaska 99801

Dear Mr. President:

Pursuant to State Law and the Uniform Rules of the Legislature, I am submitting a bill relating to the involvement of youth in government, a subject on which I touched in my Affairs of the State message. Under the terms of the legislation I am offering today, qualified young Alaskans will actively serve in the various departments of state government, each for a one-year term. These young interns will be attached to the Governor's office for purposes of coordination of their educational program and will be assigned to the various commissioners on the basis of interest and background. Additionally, the legislation provides for the appointment of similarly qualified young Alaskans to many of the governmental boards and commissions which advise and serve government.

Recommendations for appointments will be made by a specially created commission on the involvement of youth in government. Members of this commission will include individuals actively interested in the welfare of the young people of this State.

Sincerely,

William A. Egan
Governor

Legis
-1-

Warren - my only copy

LR

March 11, 1971

Senator Jan M. Koslosky
Chairman, State Affairs Committee
Alaska State Legislature
Capitol Building
Juneau, Alaska 99801

Dear Senator Koslosky:

This office has been contacted concerning the fiscal effects of Senate Bill No. 94, relating to the involvement of youth in government. The following estimates are submitted:

CS = 9 members

Per diem costs of Commission charged with choosing participants: 6 members, 10 day meeting \$ 2,100

9 members

Travel costs of Commission: 6 at approximately \$100 600

Salary of 16 (assuming one works with governor; one in each department and adding one new cabinet level department; salary estimated at average of \$12,000 per year) 192,000

Travel of Interns: estimate 16 at \$100 1,600

One youth member on each of approximately 15 state boards or commissions; meeting for five days at standard per diem rate (approximate figure) 2,700

Travel for 15 board members estimated at \$100 apiece 1,500

These costs must be included in the budget

Recruiting and other administrative costs of Commission 1,500

1,500
\$ 202,000

As you will recall, the general appropriation bill

Senator Jan M. Koslosky

March 11, 1971

(HB 58) includes a proposed appropriation of precisely \$200,000 to the Office of the Governor for this program.

Quite obviously, a number of the above figures are quite variable, depending on the number of appointments, the salary levels established, the residence of the young people, etc.

Please let me know if we can be of further assistance.

Very truly yours,

JOHN E. HAVELOCK
ATTORNEY GENERAL

By

Donna Spragg
Assistant Attorney General

JEH:DS:dw

cc: Warren Wiley
Administrative Assistant
Office of the Governor



RECORDS CERTIFICATION



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James D. Smith
Signature of Camera Operator

4/4/89
Date

Committee Report

SENATE

HOUSE OF REPRESENTATIVES

175

_____ Date

Mr. President:
Mr. Speaker:

The Committee on Finance has had CS 98 (Fin) 84 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 *as amended*
- (other) _____

MEMBERS SIGNING THE MAJORITY REPORT:

[Signature] _____

[Signature] _____

[Signature] _____

[Signature] _____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

_____ recommends: _____

[Signature] recommends: _____

_____ recommends: _____

_____ recommends: _____

_____ recommends: _____

_____ CHAIRMAN

A M E N D M E N T

Offered in the HOUSE

House
By Finance Committee

To: _____ HOUSE BILL NO. _____
 CS SENATE BILL NO. 98 (Finance) am

AMENDMENT: 1 Page 1 Line 14

Change "15" to "13"

AMENDMENT 2 Page 4 Lines 24 & 25

Delete the words "Except when compelling public health reasons require, as mandated by the department,"

AMENDMENT 3 Page 4 Line 23

Capitalize n in "no"

Original sponsor: Lewis

Offered: 3/19/71
Referred: Rules

1 IN THE SENATE BY THE LABOR AND MANAGEMENT COMMITTEE

2 CS FOR SENATE BILL NO. 98

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the official state plumbing code."

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

8 * Section 1. AS 18.60 is amended by adding new sections to read:

9 ARTICLE 7. PLUMBING CODE.

10 Sec. 18.60.680. PLUMBING CODE. The Department of Labor shall
11 adopt, as the official minimum plumbing code for the state, the Uniform
12 Plumbing Code, 1970 edition, adopted at the 40th annual conference,
13 September, 1969, International Association of Plumbing and Mechanical
14 Officials, Part II and chs. 1 - 15 and appendices, but excluding
15 Part 1, Administration, pages 1a - 7a, and subject to secs 690 - 750
16 of this chapter.

17 Sec. 18.60.690. DUTIES OF THE DEPARTMENT. The department is
18 responsible for the administration of the code. The department may
19 promulgate rules and regulations designed for maximum practical imple-
20 mentation of the code, and may grant exceptions from specific code
21 provisions to outlying villages and sparsely populated areas where
22 distance or other factors make implementation impractical.

23 Sec. 18.60.700. ADMINISTRATION. (a) The code applies to all
24 new construction, relocated buildings, and to any alterations, repairs
25 or reconstruction of buildings except as provided otherwise under
26 secs. 680 - 750 of this chapter.

27 (b) The department shall employ at least one plumbing inspector
28 who has a minimum of five years experience as a journeyman plumber.

29 (c) The department shall inspect work installed, removed, altered,

1 repaired or replaced on any plumbing, gas or drainage piping, plumbing
 2 fixture, water heater or water treating equipment in a building or
 3 other location. No inspection is required for the following repair
 4 work: the stopping of leaks in drains, soil, waste or vent pipes, the
 5 clearing of stoppages in or repairing of leaks in pipe valves or
 6 fixtures when the repairs do not involve or require the replacement
 7 or rearrangement of valves, pipes or fixtures.

8 (d) Nothing in secs. 680 - 750 of this chapter prohibits a person
 9 from performing plumbing work on his own property.

10 Sec. 18.60.710. COST OF PERMITS. If the department by regulation,
 11 requires permits for plumbing work, fees may not exceed the following:

12 (1) for issuing each permit \$ 2.00

13 (2) a permit for each

14 (A) plumbing fixture or trap or set of fixtures on
 15 one trap, including water, drainage piping and backflow pro-
 16 tection 1.50

17 (B) building sewer or trailer park sewer 5.00

18 (C) drain in rainwater system. 2.00

19 (D) cesspool 5.00

20 (E) private sewage disposal system 10.00

21 (F) water heater and/or vent 1.50

22 (G) gas piping system of one to five outlets 1.50

23 (H) gas piping system of six or more outlets,
 24 per outlet30

25 (I) industrial waste pretreatment interceptor,
 26 including its trap and vent, but excluding kitchen type
 27 grease interceptors functioning as fixture traps. 1.00

28 (J) installation, alteration or repair of
 29 water piping or water treating equipment. 1.50

1	(K) repair or alteration of drainage or vent	
2	piping	1.50
3	(L) lawn sprinkler system or any one meter	
4	which includes backflow protection devices	2.00
5	(3) for vacuum breakers or backflow protective	
6	devices on tanks, vats, or for installation on unprotected	
7	plumbing fixtures including necessary water piping	
8	(A) one to five	2.00
9	(B) over five, each30

10 Sec. 18.60.720. ENFORCEMENT OF COMPLIANCE. A department inspector
11 shall give written notice to the owner of a constructed premise or
12 the contractor of a premise under construction of each violation of
13 the code. The notice of violation shall accurately describe the viola-
14 tion and give specific reference to the section and paragraph of the
15 code. In addition, the notice shall prescribe the necessary changes
16 so that the work will comply with the code.

17 Sec. 18.60.730. PENALTY FOR VIOLATIONS. A person who violates
18 a provision of the code, and who, after receiving the notification
19 required by sec. 720 of this chapter, refuses to correct the violation,
20 is guilty of a misdemeanor.

21 Sec. 18.60.740. BOROUGH OR CITY REGULATIONS. An organized
22 borough or city of any class in the state may prescribe plumbing regu-
23 lations and standards but in no case may they be less stringent than
24 those in the state code.

25 Sec. 18.60.750. DEFINITIONS. In secs. 680 - 750 of this chapter

26 (1) "code" means the Uniform Plumbing Code, 1970 edition,
27 September 1969, adopted at the 40th Annual Conference, International
28 Association of Plumbing and Mechanical Officials;

29 (2) "commissioner" means the commissioner of labor;



1 (3) "department" means the Department of Labor;

2 (4) "inspector" means a qualified inspector employed by,
3 designated by, or under contract to the Department of Labor.

4 * Sec. 2. AS 23.05.060 is amended by adding a new paragraph to read:

5 (6) administer and promulgate regulations necessary to
6 carry out AS 18.60.680 - 18.60.750.

7 * Sec. 3. AS 18.05.040 is amended by adding a new subsection to read:

8 (b) No regulation may be promulgated under (a) of this section
9 which duplicates, conflicts with, or is inconsistent with AS 18.60.680 -
10 18.60.750.

Original sponsor: Lewis

Offered: 4/9/71
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 98

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the official state plumbing code."

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

8 * Section 1. AS 18.60 is amended by adding new sections to read:

9 ARTICLE 7. PLUMBING CODE.

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12 Plumbing Code, 1970 edition, adopted at the 40th annual conference,
13 September, 1969, International Association of Plumbing and Mechanical
14 Officials, Part II and chs. 1 - 15 and appendices, but excluding Part I,
15 Administration, pages 1a - 7a, and subject to secs. 690 - 750 of this
16 chapter.

17 Sec. 18.60.690. DUTIES OF THE DEPARTMENT. The department is
18 responsible for the administration of the code. The department may
19 promulgate regulations designed for maximum practical implementation
20 of the code, and may grant exceptions from specific code provisions,
21 where distance or other factors make implementation impractical.
22 Specific consideration shall be given to outlying villages and
23 sparsely populated areas to ensure that secs. 680 - 750 of this chapter
24 will not impose an undue financial burden. The department may by
25 regulation designate appropriate inspection to a public or private
26 utility company. A company so designated may refuse utility connections
27 if an installation does not meet the requirements of this code.

28 Sec. 18.60.700. ADMINISTRATION. (a) The code applies to all
29 new construction, relocated buildings, and to any alterations, repairs

1 or reconstruction of buildings except as provided otherwise under
2 secs. 680 - 750 of this chapter.

3 (b) The department may inspect work installed, removed, altered,
4 or replaced on any plumbing, gas or drainage piping, plumbing fixture,
5 water heater or water treating equipment in a building or other
6 location. No permit or inspection is required for the following work:
7 the stopping of leaks in drains, soil, waste or vent pipes, the
8 clearing of stoppages in or repairing of leaks in pipe valves or
9 fixtures, repairs or alterations not of a substantive nature
10 which can be reasonably exempted from inspection.

11 (c) Nothing in secs. 680 - 750 of this chapter prohibits a person
12 from performing plumbing work on his own property.

13 Sec. 18.60.710. COST OF PERMITS. (a) If the department by
14 regulation requires permits for plumbing work, fees may not exceed the
15 following:

- 16 (1) for issuing each permit \$ 2.00
17 (2) a permit for each
18 (A) plumbing fixture or trap or set of fixtures
19 on one trap, including water, drainage piping and backflow
20 protection 1.50
21 (B) building sewer or trailer park sewer . . . 5.00
22 (C) drain in rainwater system 2.00
23 (D) cesspool 5.00
24 (E) private sewage disposal system 10.00
25 (F) water heater and/or vent 1.50
26 (G) gas piping system of one to five outlets . 1.50
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29 (I) industrial waste pretreatment interceptor,

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(J) installation, alteration or repair of
water piping or water treating equipment 1.50

(K) repair or alteration of drainage or vent
piping 1.50

(L) lawn sprinkler system or any one meter
which includes backflow protection devices 2.00

(3) for vacuum breakers or backflow protective
devices on tanks, vats, or for installation on unprotected
plumbing fixtures including necessary water piping

(A) one to five 2.00

(B) over five, each30

(b) The department shall keep a record of all fees collected and
all inspections performed.

Sec. 18.60.720. ENFORCEMENT OF COMPLIANCE. (a) A department
inspector shall give written notice to the owner of a constructed
premise or the contractor of a premise under construction of each
violation of the code. The notice of violation shall accurately
describe the violation and give specific reference to the section and
paragraph of the code. In addition, the notice shall prescribe the
necessary changes so that the work will comply with the code.

(b) In case of complaints by a contractor, builder or installer
charging arbitrary actions or incompetence on the part of an inspector
the commissioner, after reviewing written presentation of the dispute,
may require reinspection by a new inspector who has no connection with
either disputant.

Sec. 18.60.730. PENALTY FOR VIOLATIONS. A person who violates
a provision of the code, and who, after receiving the notification

1 required by sec. 720 of this chapter, refuses to correct the violation,
2 after proof of such violation is subject to a fine of not more than
3 \$1,000.

4 Sec. 18.60.740. BOROUGH OR CITY REGULATIONS. Secs. 680-750 of
5 this chapter do not affect the authority of any municipality to pre-
6 scribe by ordinance, rule or order, standards for their respective areas
7 of jurisdiction no less stringent than those established under sec.
8 680 of this chapter. This chapter is not intended to duplicate or
9 preempt code administration or enforcement by municipalities. Any
10 organized municipality or unorganized village having less than 2,500
11 population is exempt from the provisions of this act.

12 Sec. 18.60.750. DEFINITIONS. In secs. 680-750 of this chapter

13 (1) "code" means the Uniform Plumbing Code, 1970 edition,
14 September 1969, adopted at the 40th Annual Conference, International
15 Association of Plumbing and Mechanical Officials;

16 (2) "commissioner" means the commissioner of labor;

17 (3) "department" means the Department of Labor;

18 (4) "inspector" means a qualified inspector employed by,
19 designated by, or under contract to the Department of Labor.

20 * Sec. 2. AS 23.05.060 is amended by adding a new paragraph to read:

21 (6) administer and promulgate regulations necessary to
22 carry out AS 18.60.680 - 18.60.750.

23 * Sec. 3. AS 18.05.040 is amended by adding a new subsection to read:

24 (b) Except when compelling public health reasons require, as
25 documented by the department, no regulation may be promulgated under
26 (a) of this section which duplicates, conflicts with, or is inconsistent
27 with AS 18.60.680 - 18.60.750.

Offered: 2/8/71
Referred: Labor & Management

1 IN THE SENATE

BY LEWIS

2

SENATE BILL NO. 98

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SEVENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act establishing the official state plumbing
code."

7

8

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

9

* Section 1. AS 18.60 is amended by adding a new section to read:

10

ARTICLE 7. PLUMBING CODE.

11

Sec. 18.60.680. PLUMBING CODE. The Department of Labor shall
adopt the National Plumbing Code, ASA A40.8 - 1962, of the American
Society of Mechanical Engineers, as the official plumbing code for
the state. The Department of Labor shall adopt amendments and inter-
pretations to the code immediately upon their promulgation by the
American Society of Mechanical Engineers so that the definitions,
rules and regulations at all times follow generally accepted nation-
wide plumbing standards.

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1 IN THE HOUSE

BY RANDOLPH

2 HOUSE CONCURRENT RESOLUTION NO.

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 Relating to a revision of the state
6 banking code.

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

8 WHEREAS all Alaskans are affected by the availability or lack of credit
9 through our financial institutions; and

10 WHEREAS our financial institutions in the banking business are limited
11 in number due to economic and other reasons, and this fact tends to restrict
12 competition in the banking arena; and

13 WHEREAS our banks are dependent upon deposits by the citizens of Alaska
14 for their resources; and

15 WHEREAS the availability of these resources for the purpose of credit
16 and commerce is vital to the economic well-being of every citizen of the
17 state; and

18 WHEREAS the administrative policy, stability and soundness of our
19 financial institutions determine the degree of access to financial resources
20 by each citizen; and

21 WHEREAS the State of Alaska's ability and responsibility to influence
22 and regulate the economic climate has been increased greatly with the advent
23 of oil revenues and the Native Claims Settlement; and

24 WHEREAS it is a continuing obligation of the legislature to insure that
25 a viable, competitive dual banking system is operating and responsive to the
26 needs of the people; and

27 WHEREAS it is the statutory responsibility of the Department of Commerce
28 to regulate and supervise state-chartered financial institutions in order to
29 insure the protection of depositors and promote a sound state-chartered

1 banking system;

2 BE IT RESOLVED by the Alaska Legislature that the Legislative Council
3 is directed to contract with a nationally known banking consultant to con-
4 duct a thorough review and revision of the state banking code, and that the
5 legislature appropriate the sum of \$50,000 for this undertaking; and be it

6 FURTHER RESOLVED that the legislature appropriate sufficient funds to
7 the Department of Commerce, division of banking, to enable that division
8 to hire the necessary permanent expert personnel and support staff to con-
9 duct on an orderly and continuing basis independent audits of all state-
10 chartered banks and to otherwise carry out the functions of the division in
11 the best manner possible and with the greatest amount of expertise; and be
12 it

13 FURTHER RESOLVED that the Legislative Council make its recommendations
14 in the form of a report, together with proposed legislation, if any, to the
15 First Session of the Eighth Legislature.
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~~Line 2000~~

Amendment

~~HB 5~~

① CSB 98 (Finance) AM

Page 4

lines 24 + 25

delete the words
"Except when compelling public health reasons require, as documented by the department"

line 25

② ~~do~~ capitalize N in "no"

HB 555

①

CS 5 B 98 (Finance) Am

page 1

line 14
change "15" to "13"

STATE OF ALASKA

WILLIAM A. EGAN, GOVERNOR

DEPARTMENT OF LABOR

P. O. BOX 1149 — JUNEAU 99801

May 4, 1971

Honorable George Hohman, Chairman
Finance Committee
House of Representatives
Pouch V
Juneau, Alaska 99801

Dear Mr. Hohman:

The fiscal note that you have requested is accompanying this letter. The evaluation and analysis made is basically to establish the procedures and administration for the State plumbing code.

The staff members for the first year (FY 1972) would be three plumbing inspectors for the latter part of the year; with one clerical position to assist in establishing administrative procedures. Thereafter, the staff would be three full-time positions for inspection and one clerical position. As experience is gained in the inspection program, additional staff may be required. Travel for the first year is based on each inspector being on travel status for sixty days, with the accompanying per diem during that time.

Contractual services for the first year are based on a six to eight month operation. This applies also to the commodities. There would be an initial cost for equipment, both for the office and the inspection program for the first year.

At this time, we are not able to predict if the cost would be met by revenues brought in by the inspection fees. These revenues could possibly cover all of the costs of this program or as little as 35 percent. Until some field experience has been gained, any revenue estimates would be speculation at best.

Sincerely,


Henry A. Benson
Commissioner

Enclosure



JUNEAU, ALASKA

Alaska State Legislature
Senate

April 9, 1971

Commissioner Henry A. Benson
Department of Labor
Box 1149
Juneau, Alaska 99801

RE: COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 98

Dear Commissioner Benson:

Please be informed that it is the will of the Finance Committee that the plumbing code as prescribed in the subject bill will become the law of this state.

No funds will be appropriated and you are to administer this code to the extent practical with your present personnel and resources.

Sincerely,

[Signature]
John Butrovich, Chairman

[Signature]
C.R. Lewis, Vice-Chairman

[Signature]
Jan Koslosky, Member

[Signature]
W. I. Palmer, Member

[Signature]
Ron L. Rettig, Member

[Signature]
William L. Hensley, Member

[Signature]
Bill Ray, Member



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

Committee Report

SENATE

5/2/71 Date

Mr. President:

Mr. Speaker:

The Committee on Finance has had _____

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:

<u>[Signature]</u>	<u>[Signature]</u>	<u> </u>	<u> </u>
<u>[Signature]</u>	<u>[Signature]</u>	<u> </u>	<u> </u>
<u>[Signature]</u>	<u>[Signature]</u>	<u> </u>	<u> </u>
<u>[Signature]</u>	<u>[Signature]</u>	<u> </u>	<u> </u>

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature]
CHAIRMAN

- Merit system for staff
- geographic representation

A 750,000 - BLOCK GRANTS
PLAN

PROPOSED SUBSTITUTE FOR SB 103

The present Criminal Justice Commission, which administers Law Enforcement Assistance Administration federal funds, fails to comply with LEAA requirements in four respects: (1) support staff on the commission are not, by statute, within the classified state personnel service (AS 39.25.100); membership on the commission, other than ex officio membership, ^(a) does not afford reasonable geographic and urban-rural representation, by statute; (3) there is no representative of a law enforcement agency either in a full-time position or in a consultant capacity; (4) there is not at the present time a permanent director of the commission.

The first two requirements must be written into the statutory provision which creates the criminal justice planning commission in order to satisfy LEAA regulations promulgated under the authority of the Omnibus Crime Control and Safe Streets Act of 1968. The last two provisions can be taken care of administratively that is, appointment of a permanent director and the hiring of a law-enforcement representative can be done by the governor without statutory authority or implementation.

The proposed amendment to SB 103 takes care of the first two requirements in that it provides for the necessary reasonable geographic and urban-rural balance and provides that support staff personnel must be included in the classified service.

The proposed amendment deletes entirely any provisions for the creation of a law center. The amendment also adds to the membership of the commission the ex officio position of Chief Justice of the Supreme Court.

The Chief Justice believes that the composition of the commission, as created in SB 103, fails to achieve a truly representative balance insofar as the head of the judiciary is not included. The Congressional intent accompanying the Crime Control Act was to make funds available in two distinct areas: monies to assist in the development of better law enforcement techniques and monies for the state court systems for the development of improved methods of processing criminal cases and encouraging superior rehabilitative procedures. As such, much stress is placed on the functioning of the courts - an area that is the direct responsibility of the Chief Justice as head of the entire system. The commission will be truly representative in nature only if this ex-officio position is included in the commission.

The objection to that portion of the bill which creates the law center is that little or no planning or discussion has accompanied this proposed legislation. There is no argument as to the desirability of having a state law center; it is merely urged that some planning precede the creation of such a center. There are, at the present time, other interested agencies which should be consulted on the question of any training program for para-legals as anticipated by the law center concept. Professor Irany at Anchorage Community College is now working up a program to offer an Associate of Arts degree in Law for para-legals or Magistrates. Some planning has also taken place in Fairbanks at the University of Alaska. The Chief Justice has discussed plans for the use of the State Trooper's Academy at Sitka for the training of Magistrates with representatives of the State Troopers Office. To my knowledge,

none of the interested individuals in the aforementioned groups have been contacted about the establishment of a law center.

In conclusion, some inquiries should be made as to possible federal funding for a study in preparation for the creation of a law center. There is an excellent possibility that such funds could be made available to the office of the Attorney General. This would eliminate any necessity for state funding for such a study. Also, there is an excellent chance that the entire cost of the creation and operation of a law center could be borne by the federal government through the use of LEMA funds, eliminating the necessity of legislative creation and funding for such a center. All of these considerations should be explored before legislation is hastily passed.

692 Senate

Original sponsor: Rules Committee by
request of the Governor

Offered: 4/22/71
Referred: Rules

1 IN THE SENATE BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 103

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Governor's Commission on
7 the Administration of Justice; and providing for an
8 effective date."

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

10 * Section 1. AS 44.19 is amended by adding new sections to read:

11 ARTICLE 9D. GOVERNOR'S COMMISSION

12 ON THE ADMINISTRATION OF JUSTICE.

13 Sec. 44.19.746. ESTABLISHMENT OF THE COMMISSION. The Governor's
14 Commission on the Administration of Justice is established in the
15 Office of the Governor.

16 Sec. 44.19.748. MEMBERSHIP OF THE COMMISSION. The commission
17 is composed of the attorney general, the commissioner of public safety,
18 the commissioner of health and welfare, the chief justice of the
19 supreme court, the public defender, a member of the judiciary other
20 than the chief justice, and four other residents of the state. Except
21 for the ex officio membership, members shall be chosen by the governor
22 so as to give reasonable geographic and urban-rural balance, including
23 representation from local law enforcement agencies, from units of
24 local government and from other groups concerned with the adminis-
25 tration of justice in the state. Members serve at the pleasure of
26 the governor.

27 Sec. 44.19.750. COMPENSATION AND PER DIEM. Members of the
28 commission receive no salary for their service on the commission but are
29 entitled to per diem and travel expenses authorized by law for boards

1 and commissions.

2 ✓ Sec. 44.19.752. GRANTS AND OTHER AID. The commission may apply
3 for, receive and utilize grants, gifts, and other funds and aids for
4 the execution of its programs. Grants, gifts, and other funds may be
5 received from the federal government and from other public and private
6 sources.

7 Sec. 44.19.754. COMMISSION AS STATE PLANNING AGENCY. The
8 commission shall act as the state planning agency under the Federal
9 Omnibus Crime Control and Safe Streets Act of 1968, as amended.

10 Sec. 44.19.756. DUTIES OF THE STATE PLANNING AGENCY. As the
11 state planning agency, the commission has the responsibility of
12 coordinating and planning in Alaska, the federal, state, and local
13 efforts under Title I of the Omnibus Crime Control and Safe Streets
14 Act of 1968, as amended. The commission is authorized to investigate
15 state and local needs and seek funding for

16 (1) development of more effective crime prevention programs
17 and techniques;

18 (2) development of programs to aid the courts in the field
19 of criminal adjudication;

20 (3) development of programs to rehabilitate offenders and
21 prevent recidivism.

22 ✓ Sec. 44.19.758. STAFFING. (a) The commissioner may, with the
23 approval of the governor, select a director for the execution of the
24 program entrusted to the commission by secs. 752 - 756 of this chapter.

25 (b) The director may employ personnel necessary to carry out
26 functions assigned by this chapter. Notwithstanding any other pro-
27 vision of law, personnel appointed under this section, with the
28 exception of the director, are members of the classified service as
29 set out in AS 39.25.100.

1 * Sec. 2. AS 44.19.738 - 44.19.744 are repealed.

2 * Sec. 3. This Act takes effect on the day after its passage and approv-
3 al or on the day it becomes law without approval.

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Original sponsor: Rules Committee by
request of the Governor

Offered: 4/22/71
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2

CS FOR SENATE BILL NO. 103

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SEVENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to the Governor's Commission on

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ARTICLE 9D. GOVERNOR'S COMMISSION

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ON THE ADMINISTRATION OF JUSTICE.

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the commissioner of health and welfare, the chief justice of the

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supreme court, the public defender, a member of the judiciary other

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than the chief justice, one member from each house of the legislature and

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21 prevent recidivism.

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23 approval of the governor, select a director for the execution of the
24 program entrusted to the commission by secs. 752 - 756 of this chapter.

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26 functions assigned by this chapter. Notwithstanding any other pro-
27 vision of law, personnel appointed under this section, with the
28 exception of the director, are members of the classified service as
29 set out in AS 39.25.100.

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Original sponsor: Rules Committee by request of the Governor

Offered: 4/22/71
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

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3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

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17 is composed of the attorney general, the commissioner of public safety,
18 the commissioner of health and welfare, the chief justice of the
19 supreme court, the public defender, one member from each house of
20 the legislature and four other residents of the state chosen by the
21 governor so as to give reasonable geographic and urban-rural balance,
22 including representation from the major ethnic groups of the state,
23 from units of local government and from other groups concerned with
24 the administration of justice in the state. Members serve at the
25 pleasure of the governor.

26 Sec. 44.19.750. COMPENSATION AND PER DIEM. Members of the
27 commission receive no salary for their service on the commission but
28 are entitled to per diem and travel expenses authorized by law for
29 boards and commission.

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9 Sec. 44.19.756. DUTIES OF THE STATE PLANNING AGENCY. As the
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20 prevent recidivism.

21 Sec. 44.19.758. STAFFING. (a) The attorney general may, with
22 the approval of the governor, select a director for the execution of the
23 program entrusted to the commission by Secs. 752 - 756 of this chapter.

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25 functions assigned by this chapter. Notwithstanding any other pro-
26 visions of law, personnel appointed under this section, with the
27 exception of the director, are members of the classified service as
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29 * Sec. 2. AS 44.19.738 - 44.19.744 are repealed.

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Original sponsor: Rules Committee by re-
quest of the Governor

Offered: 4/22/71
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 103

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

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14 Commission on the Administration of Justice is established in the
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23 program entrusted to the commission by Secs. 752 - 756 of this chapter.

24 (b) the director may employ personnel necessary to carry out
25 functions assigned by this chapter. Notwithstanding any other pro-
26 visions of law, personnel appointed under this section, with the
27 exception of the director, are members of the classified service as
28 set out in AS. 39.25.100.

29 * Sec. 2. AS 44.19.738 - 44.19.744 are repealed.

1 * Sec. 3. This Act takes effect on the day after its passage and approval
2 or on the day it becomes law without approval.

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Offered: 2/9/71
Referred: Judiciary

1 IN THE SENATE

BY THE RULES COMMITTEE
BY REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 103

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

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17 is composed of the attorney general, the commissioner of public
18 safety, the commissioner of health and welfare, the public defender,
19 a member of the judiciary and four other residents of the state.
20 Except for the ex officio membership, members shall be chosen by
21 the governor so as to give reasonable geographic and urban - rural
22 balance, including representation from law enforcement agencies, from
23 units of local government and from other concerned groups in the
24 state. Members serve at the pleasure of the governor.

25 Sec. 44.19.750. COMMISSION: COMPENSATION AND PER DIEM. Members
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27 commission but are entitled to per diem and travel expenses authorized
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29 Sec. 44.19.752. COMMISSION: GRANTS AND OTHER AID. The

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2 funds and aids for the execution of its programs. Grants, gifts, and
3 other funds may be received from the federal government and from
4 other public and private sources.

5 Sec. 44.19.754. STAFF OF THE COMMISSION. (a) The commission
6 may with the approval of the governor select a director for the
7 execution of the programs entrusted to the commission in secs. 746 -
8 758 of this chapter.

9 (b) The director may employ such personnel as may be necessary
10 to carry out functions assigned to the commission by secs. 746 - 758
11 of this chapter. Notwithstanding any other provision of law,
12 personnel appointed under this subsection are members of the classified
13 service as set out in AS 39.25.100.

14 Sec. 44.19.756. POWERS OF THE COMMISSION. The commission will
15 establish a center for the administration of justice in the State of
16 Alaska. The center will be an inter-disciplinary educational and
17 research center committed to the development of more effective crime
18 prevention and detection, the rehabilitation of offenders, assistance
19 to the courts, and the alleviation of the critical shortage of skilled
20 legal, judicial, and law enforcement personnel in the undeveloped
21 areas of Alaska.

22 Sec. 44.19.758. CENTER FOR THE ADMINISTRATION OF JUSTICE. The
23 center established by the commission will be an educational and
24 research facility. Among the goals of the center are:

25 (1) A program concerned with law enforcement assistance
26 planning on the state level, as well as coordination of such planning
27 for local governments. In this program the center will establish
28 the capability to research, study, and make recommendations on:

29 (A) the causes of crime and delinquency and their

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prevention;

(B) the condition of Alaska's law enforcement agencies;

(C) the condition of Alaska's criminal codes;

(D) any other relevant matter concerned with the administration of justice.

(2) An inter-disciplinary training program operating in legal, judicial, correctional or enforcement frameworks;

(3) A training program designed to produce para-professionals competent to undertake the rendering of legal services in areas of Alaska where more highly skilled services are not available;

(4) A continuing legal education program for members of the bench and bar as well as the related professions.

* Sec. 2. Sections 44.19.738 - 744 are repealed.

* Sec. 3. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.



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

Committee Report

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

1/19/72

May 7, 1972

Date

Mr. Speaker

The Committee on FINANCE has had SB 104 am

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:

<u>[Signature]</u>	<u>[Signature]</u>	_____
<u>[Signature]</u>	<u>[Signature]</u>	_____
<u>[Signature]</u>	<u>[Signature]</u>	_____
<u>[Signature]</u>	_____	_____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

- _____ recommends:
- _____ recommends:
- _____ recommends:
- _____ recommends:
- _____ recommends:

[Signature]
CHAIRMAN

A M E N D M E N T

Offered in the HOUSE

By HOUSE FINANCE COMMITTEE

To: _____ HOUSE BILL NO. _____

_____ SENATE BILL NO. 104 am

AMENDMENT: Page 2 Line 15

Change the effective date to read "July 1, 1972".

Offered: 2/9/71
Referred: Resources

1 IN THE SENATE

BY THE RULES COMMITTEE
BY REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 104

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to geological and geophysical sur-
7 veys; and providing for an effective date."

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

9 * Section 1. AS 41 is amended by adding a new chapter to read:

10 CHAPTER 8. GEOLOGICAL AND GEOPHYSICAL SURVEYS

11 Sec. 41.08.010. DIVISION OF GEOLOGICAL AND GEOPHYSICAL SURVEYS.

12 There is established in the Department of Natural Resources a division
13 of geological and geophysical surveys under the direction of the state
14 geologist.

15 Sec. 41.08.015. STATE GEOLOGIST. The Commissioner of Natural
16 Resources shall appoint the state geologist, who must be qualified by
17 education and experience to direct the activities of the division.

18 Sec. 41.08.020. POWERS AND DUTIES. The state geologist shall
19 conduct geological and geophysical surveys to determine the potential
20 of Alaskan lands for production of metals, minerals and fuels; the
21 locations and supplies of ground waters and construction materials;
22 the potential geologic hazards to buildings, roads, bridges and other
23 installations and structures; and shall conduct such other surveys and
24 investigations as shall advance knowledge of the geology of Alaska.
25 With the approval of the commissioner, the state geologist may acquire,
26 by gift or purchase, geological and geophysical reports, surveys and
27 similar information.

28 Sec. 41.08.030. PRINTING AND DISTRIBUTION OF REPORTS. The state
29 geologist shall print and publish an annual report and such other

1 special and topical reports and maps as may be desirable for the
2 benefit of the state, including the printing or reprinting of reports
3 and maps made by other persons or agencies, where authorization to do
4 so is obtained. Reports and maps may be sold and all money received
5 from such sales shall be paid into the general fund.

6 Sec. 41.08.040. COOPERATION WITH OTHER AGENCIES. The state
7 geologist, with the consent of the commissioner, may enter into
8 cooperative agreements with federal, state, and local governmental
9 agencies to perform geological and geophysical surveys, studies,
10 investigations, and services.

11 * Sec. 2. AS 41.07 is repealed.

12 * Sec. 3. This Act takes effect July 1, 1971.

MEMORANDUM**State of Alaska**DEPARTMENT OF NATURAL RESOURCES
OFFICE OF THE COMMISSIONERTO: Jay Hogan
House Finance Committee
Alaska State Legislature

DATE : April 20, 1972

FROM: Dale Wallington *DW*
Deputy CommissionerSUBJECT: SB 104

This piece of legislation, which is in the House Finance Committee, establishes a Division of Geological and Geophysical Survey in line with Governor Egan's desire to expand this service.

Under the Governor's program, much of our effort towards evaluating the State's resources is tied in with geophysics. As you know, the State is carrying on an aeromagnetic survey program in conjunction with USGS, a gravity meter program in cooperation with the same agency, and money has been appropriated in anticipation of purchasing seismograph information.

In light of this expanding resource inventory program from a strictly geological aspect to include geophysical research programs under a State Geologist, it was deemed desirable to have this new legislation. The legislation provides for the appointment of a State Geologist by the Commissioner of Natural Resources and outlines additional duties as desired.

AS 41.07, which established the Division of Geological Survey, is repealed by this new legislation and, administratively, will require only the renaming of the present Division. No additional funding is required by SB 104.

MEMORANDUM**State of Alaska**
DEPARTMENT OF NATURAL RESOURCES

TO: Jay Hogan, Fiscal Analyst
Division of Legislative Finance
Room 407
Capitol Building

DATE : January 25, 1972

FROM: Harry S. Aase *HSA*
Administrative Officer

SUBJECT: Fiscal Note Request-SB104

Reference your memorandum dated January 20, 1972, with subject: Fiscal Note Request, requesting reply by January 31, 1972, concerning SB104.

SB104 does not have any fiscal impact. Presently we have within the Department the Division of Geological Survey. It would be redesignated to the new title of Division of Geological and Geophysical Surveys. To my knowledge, no additional staffing would be necessitated by SB104.



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

Committee Report

HOUSE OF REPRESENTATIVES

_____ Date

Mr. Speaker:

The Committee on WILDERNESS has had _____
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

The Legislature of the State of Alaska
FISCAL NOTE

COPIES: THE CHAIRMAN OF THE COMMITTEE MAKING THE REQUEST
 THE HOUSE FINANCE COMMITTEE STAFF
 THE SENATE FINANCE COMMITTEE STAFF
 THE DIVISION OF BUDGET & MANAGEMENT
 RETAIN A COPY FOR YOUR FILES

Subject HB Sponsor Substi. SB 107
 requested by House Finance
 referred to _____ date of request 4/17/71
 completion date requested _____ date received _____

EXPENDITURE DETAIL	FY 71-72	FY 72-73	FY 73-74
100 PERSONNEL SERVICES	\$155,300	\$171,100	\$184,600
200 TRAVEL	8,000	12,000	16,000
300 CONTRACTUAL SERVICES	20,000	25,000	30,000
400 COMMODITIES	10,000	14,000	18,000
500 EQUIPMENT	5,000	10,000	5,000
600 LAND AND STRUCTURES	-	-	-
700 GRANTS, CLAIMS & SHARED REVENUE	-	-	-
900	20,000	30,000	30,000
TOTAL	\$ 218,300	\$ 262,100	\$283,600

FUNDING DETAIL			
FEDERAL RECEIPTS	\$	\$	\$
SPECIAL FUNDS			
UNRESTRICTED GENERAL FUND RECEIPTS			
Man Months	72	180	192
Permanent Positions	6	13	13
Temporary Positions	-	4	6

FISCAL ANALYSIS

The above Expenditure Detail for Sponsor Substitute for SB 107 basically provides the headquarter's nucleus staffing in fiscal year 71-72 for a new Division of Fisheries Rehabilitation Enhancement and Development. Additional staffing requirements would be accomplished in the following two fiscal years. Headquarters staffing consists of the following positions: Division Director, Secretary I, Engineer, Hydrologist, Limnologist and Fishery Biologist. Staffing in subsequent years will be extended to on a regional basis. This analysis does not attempt to indicate the funding required for action programs to be initiated by the new division. It is possible that appropriate existing programs of the Department which are being conducted by other divisions might immediately be transferred to the new division while other new programs may be authorized by the Legislature. It is the intent of this fiscal note to indicate that the headquarters staff of the new division will implement an action program following an intensive survey and analysis of potential projects, new techniques and need assessments.

This concept is consistent with the position taken by the Department of Fish and Game last year during the legislative sessions and discussions regarding this problem.

DATE April 21, 1971

SIGNATURE _____

NAME & TITLE _____

Ed Harris
Deputy Commissioner

The Legislature of the State of Alaska
FISCAL NOTE

COPIES: THE CHAIRMAN OF THE COMMITTEE MAKING THE REQUEST
 THE HOUSE FINANCE COMMITTEE STAFF
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DATE April 21, 1971

SIGNATURE

NAME & TITLE

Ed Huijs
Deputy Commissioner

Offered: 3/18/71
Referred: Rules

1 IN THE SENATE

BY CROFT, PALMER AND POLAND

2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 107

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating a long-range fisheries rehabilitation,
7 enhancement and development program for the state;
8 and providing for an effective date."

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

10 * Section 1. AS 16.05.090 is amended by adding a new subsection to read:

11 (b) The commissioner shall establish a departmental division of
12 fisheries rehabilitation, enhancement and development.

13 * Sec. 2. AS 16.05 is amended by adding a new section to read:

14 Sec. 16.05.092. DUTIES OF DIVISION OF FISHERIES REHABILITATION,
15 ENHANCEMENT AND DEVELOPMENT. The division of fisheries rehabilitation,
16 enhancement and development shall

17 (1) develop and continually maintain a comprehensive,
18 coordinated state plan for the orderly present and long-range rehabili-
19 tation, enhancement and development of all aspects of the state's
20 fisheries for the perpetual use, benefit and enjoyment of all citizens
21 and revise and update this plan annually;

22 (2) encourage the investment by private enterprise in the
23 technological development and economic utilization of the fisheries
24 resources;

25 (3) through rehabilitation, enhancement and development
26 programs do all things necessary to insure perpetual and increasing
27 production and use of the food resources of Alaska waters and conti-
28 nental shelf areas;

29 (4) make a comprehensive annual report to the legislature,

1 containing detailed information regarding its accomplishments under
2 this section and proposals of plans and activities for the next fiscal
3 year, not later than 20 days after the convening of each regular
4 session.

5 * Sec. 3. This Act takes effect on the day after its passage and approval
6 or on the day it becomes law without approval.
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1 IN THE SENATE

BY CROFT

2 SENATE BILL NO. 107

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating a long-range fisheries research and
7 development program for the state; and providing for
8 an effective date."

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

10 * Section 1. AS 44.39 is amended by adding new sections to read:

11 ARTICLE 2. DIVISION OF FISHERIES

12 RESEARCH AND DEVELOPMENT.

13 Sec. 44.39.060. DUTIES OF DIVISION. The division of fisheries
14 research and development shall

15 (1) develop and continually maintain a comprehensive,
16 coordinated state plan for orderly present and long-range research,
17 rehabilitation and development of all aspects of the state's fisheries
18 for the perpetual use, benefit and enjoyment of all citizens and revise
19 and update this plan annually;

20 (2) accelerate the responsible development of the fisheries
21 resources by encouraging increased utilization of these resources;

22 (3) research and improve the marketing and transportation
23 aspects of fisheries resources;

24 (4) through research expand the human knowledge of the
25 marine and other water environments of the state;

26 (5) encourage the investment by private enterprise in the
27 technological development and economic utilization of the fisheries
28 resources;

29 (6) improve the role of the state as a leader in the marine

1 sciences and the development of the fisheries resources;

2 (7) develop and improve the capabilities, performance, use
3 and efficiency of vehicles, equipment and instruments for use in
4 research, surveys and recovery;

5 (8) cooperate with other states, the federal government,
6 other nations and national and international organizations in marine
7 science and fisheries activities when cooperation is in the interest
8 of the state;

9 (9) participate in international, national and regional
10 conferences to assure the state's right to and control of the conti-
11 nental shelf;

12 (10) through research, rehabilitation and development pro-
13 grams do all things necessary to insure perpetual and increasing
14 production and use of the food resources of Alaska waters and conti-
15 nental shelf areas;

16 (11) develop ways and means for surveillance, prevention,
17 control and correction of pollution involving danger to water life in
18 Alaska waters and continental shelf areas;

19 (12) make a comprehensive annual report to the legislature
20 not later than 20 days after the convening of each regular session.

21 ARTICLE 3. FISHERIES RESEARCH AND
22 DEVELOPMENT WORKING FUND.

23 Sec. 44.39.100. FISHERIES RESEARCH AND DEVELOPMENT WORKING FUND.

24 (a) There is created within the Department of Fish and Game a fund,
25 designated as the fisheries research and development working fund. The
26 fund shall be composed of money appropriated to it by the legislature.
27 The money in the fund shall be used to carry out the purposes of sec.
28 60 of this chapter.

29 (b) The department shall submit a plan for the expenditures from

1 this fund to the governor. No expenditures may be made from the fund
2 without the approval of the governor.

3 * Sec. 2. This Act takes effect on the day after its passage and approv-
4 al or on the day it becomes law without approval.

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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

A M E N D M E N T

Offered in the HOUSE

By Finance Committee

To: _____ HOUSE Bill No. _____

HCS FORSENATE Bill No. 119

AMENDMENT: Page _____ Line _____

Page 7, line 9: Following the period insert: The members of the committee shall serve at the pleasure of the Governor.

Page 10, line 7: Delete period and insert following:
who shall serve at the pleasure of the Governor.

Committee Report

HOUSE OF REPRESENTATIVES

_____ Date

Mr. Speaker:

The Committee on _____ has had _____
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:
George Hohmann recommends:
 _____ recommends:
 _____ recommends:
 _____ recommends:

_____ CHAIRMAN

George: I talked to Dale Wallington about the ^{Resources Committee} /HOUSE CS FOR SB 119 version and he said the fiscal note would be the same; however, in the House version, the position is not in Natural Resources -- it is put into the Alaska State Museum (Office of Governor) so the appropriation should be made there if you adopt the Resources version.

Nadine.

Original sponsors: Hensley and Croft

Offered: 3/26/71
Referred: Rules

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 HOUSE CS FOR SENATE BILL NO. 119
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SEVENTH LEGISLATURE - FIRST SESSION
5 A BILL

6 For an Act entitled: "An Act relating to historic preservation."

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

8 * Section 1. AS 41 is amended by adding a new chapter to read:

9 CHAPTER 35. ALASKA HISTORIC PRESERVATION ACT.

10 Sec. 41.35.010. DECLARATION OF POLICY. It is the policy of the
11 state to preserve and protect the historic, prehistoric and archeological
12 resources of Alaska from loss, desecration and destruction so that the
13 scientific, historic and cultural heritage embodied in these resources
14 may pass undiminished to future generations. To this end, the legisla-
15 ture finds and declares that the historic, prehistoric and archeological
16 resources of the state are properly the subject of concerted and co-
17 ordinated efforts exercised on behalf of the general welfare of the
18 public in order that these resources may be located, preserved, studied,
19 exhibited and evaluated.

20 Sec. 41.35.020. TITLE TO HISTORIC, PREHISTORIC AND ARCHEOLOGICAL
21 RESOURCES; LOCAL DISPLAY. (a) The State of Alaska reserves to itself
22 title to all historic, prehistoric and archeological resources situated
23 on land owned or controlled by the state, including tidelands and sub-
24 merged lands, and reserves to itself the exclusive right of field
25 archeology on state-owned or controlled lands. However, nothing in
26 this chapter diminishes the cultural rights and responsibilities of
27 persons of aboriginal descent or infringes upon their right of posses-
28 sion and use of those resources which may be considered of historic,
29 prehistoric or archeological value.

CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

Source of Funds: It is anticipated that \$10,000 in federal funds (Historic Preservation) would be available in each of the fiscal years.

The bill would have no particular impact on this Department's budget.

Original sponsors: Hensley and Croft

Offered: 3/26/71
Referred: Rules

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

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26 this chapter diminishes the cultural rights and responsibilities of
27 persons of aboriginal descent or infringes upon their right of posses-
28 sion and use of those resources which may be considered of historic,
29 prehistoric or archeological value.

1 (b) Although title to historic, prehistoric and archeological
2 resources is in the State of Alaska, local cultural groups may obtain
3 from the state, or retain, for study or display, artifacts and other
4 items of these resources from their respective cultures or areas if
5 the advisory committee created in sec. 110 of this chapter finds that
6 (1) the group has a durable building with weatherproof and fireproof
7 construction and humidity control and other factors necessary to serve
8 as a museum which will assure safe preservation of the items, (2) the
9 item sought to be obtained is not one for which there is an undue risk
10 of damage during transportation, and (3) the item sought to be obtained
11 or retained is not one requiring special treatment or care beyond the
12 ability or means of the group requesting it. A group retaining such
13 an item or obtaining one from the state shall house it in the museum
14 building and shall make every reasonable effort to assure its safe
15 preservation. If the advisory committee finds that a local cultural
16 group is not properly taking care of an item the group shall return it
17 to the department.

18 Sec. 41.35.030. DESIGNATION OF MONUMENTS AND HISTORIC SITES. Upon
19 the recommendation of the Historic Sites Advisory Committee, the gover-
20 nor may declare by public order any particular historic, prehistoric
21 or archeological structure, deposit, site or other object of scientific
22 or historic interest that is situated on land owned or controlled by
23 the state to be a state monument or historic site and he may designate
24 as a part of the monument or site as much land as is considered
25 necessary for the proper access, care and management of the object or
26 site to be protected. When an object or site is situated on land held
27 in private ownership, it may be declared a state monument or historic
28 site in the same manner, with the written consent of the owner.

29 Sec. 41.35.040. ADMINISTRATION AND FINANCIAL SUPPORT OF MONUMENTS

1 AND HISTORIC SITES. State-owned monuments, sites and other historic,
2 prehistoric or archeological properties owned or purchased by the state
3 are under the control of the Department of Natural Resources and their
4 maintenance shall be covered in the appropriations made to that depart-
5 ment. Privately-owned state monuments or historic sites are eligible
6 to receive state support for their maintenance, restoration and rehabili-
7 tation if they are kept accessible to the general public and application
8 for support is made in conformity with regulations adopted by the com-
9 missioner of natural resources.

10 Sec. 41.35.050. REGULATIONS. The commissioner of natural re-
11 sources shall adopt regulations to carry out the purposes of this chapter.

12 Sec. 41.35.060. POWER TO ACQUIRE HISTORIC, PREHISTORIC OR
13 ARCHEOLOGICAL PROPERTIES. (a) The department, with the recommendation
14 of the Historic Sites Advisory Committee, may acquire real and personal
15 properties that have statewide historic, prehistoric or archeological
16 significance by gift, purchase, devise or bequest. The department
17 shall preserve and administer property so acquired. The department
18 may acquire property adjacent to the property having historic, pre-
19 historic or archeological significance when it is determined to be
20 necessary for the proper use and administration of the significant
21 property.

22 (b) If an historic, prehistoric or archeological property which
23 has been found by the department, upon the recommendation of the
24 Historic Sites Advisory Committee, to be important for state ownership
25 is in danger of being sold or used so that its historic, prehistoric
26 or archeological value will be destroyed or seriously impaired, or is
27 otherwise in danger of destruction or serious impairment, the department
28 may establish the use of the property in a manner necessary to preserve
29 its historic, prehistoric or archeological character or value. If the

1 owner of the property does not wish to follow the restrictions of the
2 department, the department may acquire the property by eminent domain
3 under AS 09.55.240 - 09.55.460.

4 Sec. 41.35.070. PRESERVATION OF HISTORIC, PREHISTORIC AND
5 ARCHEOLOGICAL RESOURCES THREATENED BY PUBLIC CONSTRUCTION. (a) The
6 state archeologist shall locate, identify and preserve in suitable
7 records information regarding historic, prehistoric and archeological
8 sites, locations and remains. The information shall be submitted to
9 the heads of the executive departments of the state.

10 (b) Before any public construction or public improvement of any
11 nature is undertaken by the state, or a governmental agency of the
12 state or by a private person under contract with or licensed by the
13 state or governmental agency of the state, the state archeologist shall
14 survey the affected area to determine if the area contains historic,
15 prehistoric or archeological values.

16 (c) If the state archeologist determines that historic, prehistoric
17 or archeological sites, locations or remains will be adversely affected
18 by the public construction or improvement, the proposed public construc-
19 tion or improvement may not be commenced until the department in co-
20 operation with the state archeologist has performed the necessary
21 investigation, recording and salvage of the site, location or remains.
22 All investigation, recording and salvage work shall be performed as
23 expeditiously as possible so that no state construction project will
24 be unduly impaired, impeded or delayed.

25 (d) If in the course of performing public construction or improve-
26 ments, historic, prehistoric or archeological sites, locations, remains
27 or objects are discovered, the state archeologist shall be notified
28 and his concurrence shall be requested in continuing the construction
29 or improvement. Upon receipt of this notice, the state archeologist

1 shall survey the area to determine whether the area contains historic,
2 prehistoric or archeological data which should be preserved in the public
3 interest. The survey shall be conducted as expeditiously as possible.
4 If, as a result of the survey, it is determined that (1) such data
5 exists in the area, (2) the data has exceptional historic, prehistoric
6 or archeological significance, and should be collected and preserved
7 in the public interest, and (3) it is feasible to collect and preserve
8 the data, the department in cooperation with the state archeologist
9 shall perform the necessary work to collect and preserve the data.
10 This work shall be performed as expeditiously as possible.

11 (e) If the concurrence of the state archeologist, required under
12 (b) and (c) of this section, is not obtained after 90 days from the
13 filing of a request for his concurrence to proceed with the project,
14 the agency or person performing the construction or improvement may
15 apply to the governor for permission to proceed without such concur-
16 rence and the governor may take the action he considers best in over-
17 ruling or sustaining the state archeologist.

18 (f) The costs of investigation, recording and salvage of the
19 site shall be reimbursed by the agency sponsoring the construction
20 project.

21 Sec. 41.35.080. PERMITS. The commissioner, with the advice and
22 concurrence of the state archeologist, may issue a permit for the
23 investigation, excavation, gathering or removal from the natural state,
24 of any historic, prehistoric or archeological resources of the state.
25 A permit may be issued only to persons or organizations qualified to
26 make the investigations, excavations, gatherings or removals and only
27 if the results of these authorized activities will be made available to
28 the general public through institutions and museums interested in
29 disseminating knowledge on the subjects involved. If the historic,

1 prehistoric or archeological resource involved is one which is, or is
2 located on a site which is, sacred, holy or of religious significance
3 to a cultural group, the consent of that cultural group must be obtained
4 before a permit may be issued under this section.

5 Sec. 41.35.090. NOTICE REQUIRED OF PRIVATE PERSONS. Before any
6 construction, alteration or improvement of any nature is undertaken on
7 a privately-owned, officially designated state monument or historic
8 site by any person, he shall give the department and the state archeolo-
9 gist three months notice of intention to construct on, alter or improve
10 it. Before the expiration of the three-month notification period, the
11 department shall either begin eminent domain proceedings under sec.
12 50(b) of this chapter or undertake or permit the recording and salvaging
13 of any historic, prehistoric or archeological information considered
14 necessary.

15 Sec. 41.35.100. EXCAVATION AND REMOVAL OF HISTORIC, PREHISTORIC
16 OR ARCHEOLOGICAL REMAINS ON PRIVATE LANDS. Before any historic, pre-
17 historic or archeological remains are excavated or removed from private
18 lands by the department or the state archeologist, the written approval
19 of the owner shall first be secured. When the value of the private land
20 is diminished by the excavation or removal, the owner of the land shall
21 be compensated for the loss at a monetary sum mutually agreed on by
22 the department and the owner or at a monetary sum set by the court.

23 Sec. 41.35.110. HISTORIC SITES ADVISORY COMMITTEE. There is
24 created in the Department of Natural Resources the Historic Sites
25 Advisory Committee.

26 Sec. 41.35.120. COMPOSITION OF COMMITTEE. The committee consists
27 of the following persons:

- 28 (1) the state archeologist;
29 (2) the state liaison officer appointed under the National

1 Historic Preservation Act of 1966, Public Law 89 - 665;

2 (3) three persons with professionally relevant backgrounds
3 appointed from the following fields: history, anthropology, paleontology,
4 architecture, geology, archeology, and natural history; and

5 (4) two persons appointed to represent indigenous ethnic
6 groups.

7 Sec. 41.35.130. APPOINTMENT OF MEMBERS. Members of the committee
8 are appointed by the governor and confirmed by the legislature meeting
9 in joint session.

10 Sec. 41.35.140. TERM OF MEMBERSHIP. The term of office for a
11 member of the committee is three years, except for those who are members
12 by virtue of their positions with the state. They serve for as long
13 as they remain in the position by virtue of which they are members of
14 the committee. A member appointed to fill a vacancy serves for the
15 unexpired term of the member he succeeds. Of those members listed
16 under sec. 120(3) and (4) of this chapter, upon initial appointment,
17 one shall serve for one year, two for two years, and two for three
18 years.

19 Sec. 41.35.150. COMPENSATION. The members of the committee serve
20 without compensation but are entitled to per diem and travel expenses
21 authorized by law for other boards and commissions.

22 Sec. 41.35.160. OFFICERS. At the first meeting of each year,
23 the committee shall elect a chairman from among its members.

24 Sec. 41.35.170. MEETINGS AND QUORUM. The committee shall meet
25 at least twice a year. Additional meetings may be called by the chair-
26 man or by petition of at least five members. Five members of the com-
27 mittee constitute a quorum.

28 Sec. 41.35.180. DUTIES OF THE COMMITTEE. The Historic Sites
29 Advisory Committee shall