

Leg. Finance - House & Senate Finance Comte Files (1975-76) 395

SSSHB 297 cont., HB 300, 301

1 penalty, shall be assessed at a rate of eight per cent a year.

2 * Sec. 8. AS 43.56.170 is amended to read:

3 Sec. 43.56.170. LIEN FOR TAX. The taxes [TAX] levied under secs.
4 [SEC.] 10(a) and 15 of this chapter and the interest and penalty provided
5 in sec. 160 of this chapter are first and paramount liens on the property
6 subject to tax under this chapter.

7 * Sec. 9. AS 43.56.180 is amended to read:

8 Sec. 43.56.180. REMEDY. The remedy of distraint of property set
9 out in AS 43.20.270 applies to the taxes [TAX] levied by secs. [SEC.]
10 10(a) and 15 of this chapter. However, only property subject to [THE]
11 tax may be distrained.

12 * Sec. 10. AS 43.56.210(6) is amended to read:

13 (6) "taxable property" means property described in sec. 15 of
14 this chapter or real and tangible personal property used or committed by
15 contract or other agreement for use within this state primarily in the
16 exploration for, production of, or pipeline transportation of gas or
17 unrefined oil (except for property used solely for the retail distri-
18 bution or liquefaction of natural gas), or in the operation or mainte-
19 nance of facilities used in the exploration for, production of, or
20 pipeline transportation of gas or unrefined oil, including machinery,
21 appliances, supplies, equipment, drilling rigs, wells (whether producing
22 or not), gathering lines and transmission lines, pumping stations,
23 compressor stations, power plants, topping plants, processing units,
24 roads, tank farms, tanker terminals, docks and other port facilities,
25 air strips and communication equipment and facilities, maintenance
26 equipment and facilities, and maintenance camps and other related facil-
27 ities; "taxable property" does not include permanent residences, office
28 buildings requiring substantial local government services, or gas pipe-
29 line systems operated as utilities and regulated by the Alaska Public

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Utilities Commission;

* Sec. 11. AS 43.56.210 is amended by adding a new paragraph to read:

(8) "proven reserves" means the volume of oil or gas in a known deposit which geological and engineering information indicate to be reasonably expected to be produced under current economic and technological knowledge.

* Sec. 12. This Act takes effect immediately in accordance with AS 01.10.-070(c).

* Sec. 13. This Act terminates January 1, 1982.

STATE OF ALASKA

JAY S. HAMMOND, Governor

DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

POUCH 5 — JUNEAU 99801

May 19, 1975

The Honorable Bill Ray
Chairman
Senate Finance Committee
Alaska State Legislature
State Capitol
Juneau, Alaska

Dear Senator Ray:

I have reviewed Senate CS for CS for Sponsor Substitute for House Bill 297 am S.

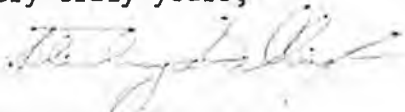
It appears that the wording of the exemptions in section 43.58.020 could be interpreted to exclude from the tax the gas reserves associated with the Sadlerochit formation in Prudhoe Bay.

The projected revenues from the bill for FY 1976 and 1977 are then as follows:

<u>FY 1976</u>	<u>FY 1977</u>
<u>\$216 million</u>	<u>\$258 million</u>

While it appears that the exclusion of gas reserves might cause some difficulty in valuing the property, we believe that funds requested in the attached fiscal note will be adequate to administer the bill.

Very truly yours,


Sterling Gallagher
Commissioner

SG:eh

Attachment

The Legislature of the State of Alaska
FISCAL NOTE

First Session - Ninth Legislature

I. REQUEST

Bill No. Senate CS for CS for Sponsor Substitute for House Bill No. 297 am S
Title: An Act relating to the oil and gas reserves ad valorem tax
Requested by: Senator Bill Ray, Chairman, SF Comm. Date: 5-19-75
Return Date Requested: 5-19-75
Agency: Department of Revenue Program: Property Tax Division

II. FISCAL DETAIL

Budget Request Unit(s) Affected:

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	FY 80
100 PERSONAL SERVICES						
200 TRAVEL		5.0	5.3			
300 CONTRACTUAL		88.0	93.0			
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		93.0	98.3			

B. FUNDING: (Thousands of dollars)

GENERAL FUND		93.0	98.3			
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	-0- /	-0- /	/	/	/
MAN MONTHS (P./T.)	/	-0- /	-0- /	/	/	/

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

Per attached breakdown adjusted for 5.5% inflation in FY 1977

IV. ATTACHMENTS

V. DATE: May 19, 1975

PREPARED BY: 
Commissioner of Revenue

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

TAX ON RESERVES
ADMINISTRATIVE COSTS
May 19, 1975

Contractual support of this administrative function is recommended:

1. Contract with a firm to provide petroleum engineer services, 180 days @ \$250 day	\$45,000
2. Production of reports, graphs, maps and charts	5,000
3. Travel for firm to and from Alaska	5,000
4. Hearings, Transcripts and Testimony preparation	8,000
5. Contract with a firm to provide petroleum legal services	<u>30,000</u>
Total Administrative Costs	<u>\$93,000</u>

First Session - Ninth Legislature

I. REQUEST SB 276 or HB 297 or CSSSHB 297 (Rules)

Bill No. _____

Title: Tax on Oil and Gas Reserves

Requested by: Governor Hammond

Date: _____

Return Date Requested: _____

Agency: _____

Program: _____

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Property Taxes

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	FY 80
100 PERSONAL SERVICES			19.0	21.0	23.1	26.3
200 TRAVEL		5.0	5.3	5.6	5.9	6.2
300 CONTRACTUAL		88.0	60.9	63.9	67.1	70.5
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		93.0	85.2	90.5	96.1	103.0

B. FUNDING: (Thousands of dollars)

GENERAL FUND		93.0	85.2	90.5	96.1	103.0
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	/	1 /	1 /	1 /	1 /
MAN MONTHS (P./T.)	/	/	12 /	12 /	12 /	12 /

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

Delete petroleum legal services contract of \$30.0 in FY 77.
Petroleum Audit position in FY 77 at cost of 19.0.

IV. ATTACHMENTS

See attached breakdown for FY 76 as base year.

V. DATE: March 5, 1975

PREPARED BY: *[Signature]*

Director

Administrative Services Div.

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

TO:

Sterling Gallagher
 Commissioner
 Department of Revenue

DATE: March 13, 1975

FROM:

Frederick P. Boetsch *FJB*
 Deputy Commissioner for Taxation
 Department of Revenue

SUBJECT: SB 276 - Tax on Reserve
 of Oil and Gas

This Bill would place a tax on the value of an interest in the proven reserves of an oil or gas property. The value would be measured by the present value of the future income to be received from the production of oil and gas from a particular field. The incidence of this tax would fall on the holders of leases on or owners of oil and gas reserves in the state. The largest incidence, of course, would be on the holders of the leases in the Prudhoe Bay area.

The bill would call for the higher of the severance tax in the case of a producing field or this tax to be paid with a provision for credits to accumulate to the extent that the tax is paid. These credits would then be taken as a credit against severance taxes at a later date.

The primary administrative problem connected with this bill is that assumptions must be made about all of the variables related to determining value. In order to make reasonable and defensible assumptions, we will need the expertise of established petroleum valuation engineers on a contractual basis.

The costs of administration for this bill are approximately \$100,000 per year, the details of which are broken down in the attached Fiscal Note. This represents less than 1/2 mill per \$1.00 of tax collected - probably the least cost of any tax, anywhere. Although we hope the legal services provided for will not be necessary, we certainly should be ready if a legal challenge occurs.

The projected revenues from this bill for FY 76 and 77 are as follows:

Projected Increases in Revenues (\$000 omitted)	
FY 76	FY 77
<u>230300.0</u>	<u>286600.0</u>

FPE:gd

TAX ON RESERVES
ADMINISTRATIVE COSTS

February 11, 1975

The administration of a tax on oil and gas reserves will need to be supported by a Petroleum Engineer. The staffing of such a position is not at this time recommended in view of the recruiting difficulty encountered by the Division of Oil and Gas.

Contractual support of this administrative function is recommended:

1. Contract with a firm to provide petroleum engineer services, 180 days @ \$250 day	\$45,000
2. Production of reports, graphs, maps and charts	5,000
3. Travel for firm to and from Alaska	5,000
4. Hearings, Transcripts and Testimony preparation	8,000
5. Contract with a firm to provide petroleum legal services	<u>30,000</u>
Total Administrative Costs	\$93,000

An audit position will be required at range 16 in FY 77.

COMMITTEE REPORT

HOUSE

Return to Finance

Mr. Speaker:

Date May 21, 1933

The Committee on FINANCE has had NO BILL

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:

[Signature] _____
[Signature] _____
[Signature] _____
[Signature] _____

Members NOT concurring in the Majority report:

_____ recommends: NO BILL

_____ recommends: NO BILL

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

Rush

Original sponsor: Rules Committee by request of the Governor

Offered: 4/25/75
Referred: Finance

francis

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

7 CS FOR HOUSE BILL NO. 300

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state elections."

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

8 * Section 1. AS 15.05.010(4) is amended to read:

9 (4) has been a resident of the state [FOR AT LEAST 75 DAYS]
10 and of the election district in which he seeks to vote for at least 30
11 days just before the election; and

12 * Sec. 2. AS 15.05.020(2) is amended to read:

13 (2) The residence of a person is that place in which his
14 habitation is fixed, and to which, whenever he is absent, he has the
15 intention to return. If a person resides with his family in one
16 place, but does business in another, the former is his place of resi-
17 dence; but any person who, having a family, establishes a dwelling place
18 other than with his family, with the intention of remaining there and
19 not returning to his family, shall be considered a resident where he has
20 established that dwelling place. Temporary construction camps do not
21 constitute a dwelling place.

22 * ~~Sec. 3. AS 15.05.020(3) is amended to read:~~

23 ~~(3) The mere intention to acquire a new residence without~~
24 ~~physical presence at such a place does not establish residency; neither~~
25 ~~does mere physical presence without the concurrent present intention~~
26 ~~to establish such a place as his residence [A CHANGE OF RESIDENCE IS~~
27 ~~MADE ONLY BY THE ACT OF REMOVAL JOINED WITH THE INTENT TO REMAIN IN~~
28 ~~ANOTHER PLACE]. There can be only one residence.~~

29 * Sec. 13 AS 15.05.020(5) is amended to read:

1 (5) A person does not gain residence in any place to which he
2 comes without the present intention to establish his permanent dwelling
3 at that place [A RESIDENCE IN A PLACE TO WHICH HE COMES FOR TEMPORARY
4 PURPOSES ONLY].

5 * Sec. ~~5.4~~ AS 15.07.090(a) is amended to read:

6 (a) A voter whose name is changed by marriage or court order may
7 vote under the [HIS OR HER] previous name, but if the voter desires to
8 use the new name, he or she shall notify the lieutenant governor [CHOOSES
9 TO RE-REGISTER, THE RE-REGISTRATION MAY] not [BE MADE] later than 30
10 days preceding an election so that the registration may be amended to
11 reflect the change.

12 * Sec. ~~8.5~~ AS 15.07.090(b) is amended to read:

13 (b) A voter shall re-register if his registration is cancelled
14 for failure to vote in prior elections as provided in sec. 130 of this
15 chapter. The re-registration may not be made later than 30 days
16 preceding an election.

17 * Sec. ~~16~~ AS 15.07.090(d) is amended to read:

18 (d) A person who claims he is a registered voter, but for whom no
19 evidence of registration in the precinct can be found, shall be granted
20 the right to vote in the same manner as that of a questioned voter and
21 his ballot shall be treated in the same manner. The ballot shall be
22 considered to be a "questioned ballot" and shall be so designated. The
23 lieutenant governor or his representative shall determine whether the
24 voter is registered in the election district before counting the ballot.
25 A voter who has failed to obtain a transfer as provided in (c) of this
26 section shall [MAY] vote [IN THE PRECINCT WHERE REGISTERED OR HE MAY
27 VOTE] a "questioned ballot" in his precinct of residence.

28 * Sec. ~~8.7~~ AS 15.10 is amended by adding a new section to read:

29 Sec. 15.10.105. APPOINTMENT OF DIRECTOR OF ELECTIONS. The lieuten-

1 ant governor shall appoint a director of elections to act for him in the
2 supervision of central and regional election offices, the employment and
3 training of election personnel, and the administration of all state
4 elections as well as those municipal elections which the state is
5 required to conduct. The director of elections shall also assist the
6 lieutenant governor in the administration of the voter registration
7 program and the modification of precinct boundaries.

8 * Sec. ~~18~~ AS 15.10.150 is amended to read:

9 Sec. 15.10.150. APPOINTMENT OF NOMINEES FOR JUDGES AND CLERKS.

10 Whenever the appointment of election judges or clerks is required, the
11 party district committee of the political party of which the governor is
12 a member may present in writing to the election supervisor on or before
13 April 15 in each regular election year, or at least 60 days before a
14 special election, the names of two party nominees for judges, and one
15 for clerk, in any or all election precincts, and the election supervisor
16 shall appoint the party nominees to the respective precinct election
17 boards. The party district committee of the political party which
18 received the second largest number of statewide votes in the preceding
19 gubernatorial [GENERAL] election may present in writing to the election
20 supervisor on or before April 15 in each regular election year, or at
21 least 60 days before a special election the name of one party nominee
22 for judge and one for clerk for any or all election precincts and the
23 election supervisor shall appoint the party nominees to the respective
24 precinct election boards. If any party district committee fails to
25 present the names prescribed by this section by April 15 of a regular
26 election year or before the 60th day preceding a special election, the
27 election supervisor may appoint any qualified person not otherwise
28 disqualified under sec. 120 of this chapter.

29 * Sec. ~~20~~ AS 15.10.170 is amended to read:

1 Sec. 15.10.170. APPOINTMENT AND PRIVILEGES OF WATCHERS. The
2 precinct party committee, where an organized precinct committee exists,
3 or the district party committee where no organized precinct committee
4 exists, may appoint one or more persons as watchers in each precinct and
5 counting center for any election. Each candidate not representing a
6 political party may appoint one or more watchers for each precinct or
7 counting center in his respective district or the state for any elec-
8 tion. Any organization or organized group that sponsors or opposes an
9 initiative, referendum or recall may have one or more persons as watchers
10 at the polls and counting centers after first obtaining authorization
11 from the lieutenant governor. No precinct party committee, no district
12 party committee or candidate not representing a political party or
13 organization or organized group may have more than one watcher on duty
14 at a time in any precinct or counting center. The watcher may be
15 present at a position inside the place of voting or counting which
16 affords a full view of all action of the election board and other
17 counters taken from the time the polls are opened until the ballots are
18 finally counted and the results certified by the election board or the
19 Data Processing Review Board. The election board or the Data Processing
20 Review Board may require each watcher to present written proof [A CER-
21 TIFICATE] showing that he is the watcher appointed by the precinct party
22 committee, the district party committee, the organization or organized
23 group or the candidate he represents which is [AND] signed by the
24 chairman of the precinct party committee, the district party committee,
25 the organization or organized group or the candidate representing no
26 party. The lieutenant governor may prescribe regulations governing the
27 conduct of watchers to assure the privileges of the watchers and the
28 proper conduct of the election.

29 * Sec. 12.10 AS 15.15.040(b) is amended to read:

1 (b) The lieutenant governor shall prepare and issue [,] or make
2 available [,] with each sample ballot for a special election the [A]
3 statement [, SUBSTANTIALLY LIKE THAT] provided for in AS 24.30.037 [,]
4 of the scope of each [MAJOR] project included in a proposed general
5 obligation bond issue creating a state debt for capital improvements
6 that is submitted to the electorate for ratification [,] under AS 15.15.-
7 030(11). The statement of scope for each [MAJOR] project shall be the
8 same statement included in the authorization bill. When a ballot pro-
9 position is submitted to the voters at a primary or a special election,
10 a statement the same as that provided for in the election pamphlet under
11 AS 15.57.10(2) shall be made available with each sample ballot.

12 * Sec. ~~15.15~~ AS 15.15.215 is amended to read:

13 Sec. 15.15.215. DISPOSITION OF CHALLENGED AND QUESTIONED VOTES.

14 (a) A challenged voter or one who casts a questioned ballot shall vote
15 his ballot in the same manner as prescribed for other voters except that
16 he shall use a paper ballot. After the election judge removes the
17 identification number from the ballot, the challenged voter shall insert
18 the ballot into a small blank envelope, seal it and put the envelope
19 into a larger envelope on which the oath and affidavit he previously
20 signed is located [CONTAINED]. After the election judge removes the
21 identification number from the ballot, the voter who casts a questioned
22 ballot shall insert the ballot into a small blank envelope, seal it, and
23 put the envelope into a larger envelope on which the information con-
24 cerning that voter's residence is located. These larger envelopes [THIS
25 ENVELOPE] shall be sealed and deposited in the ballot box along with
26 their respective [THE] attached statements [STATEMENT] of asserted
27 invalidity. All envelopes shall be counted and compared to the voting
28 list before leaving the place of polling and upon receipt by the offi-
29 cial or body supervising the election. When the ballot box is opened,

1 these envelopes shall be segregated and delivered to the official or
2 body supervising the election. The [WHERE THE] merits of the challenge
3 or question shall be determined by this official or body in accordance
4 with the procedure prescribed for challenged absentee votes in AS 15.20.
5 215.

6 (b) A person who frivolously, maliciously or in bad faith chal-
7 lenges a voter or questions his ballot is guilty of a misdemeanor and
8 upon conviction shall be imprisoned for not more than 30 days or fined
9 not more than \$100, or both.

10 * Sec. ~~15.12~~ AS 15.15.350 is amended to read:

11 Sec. 15.15.350. GENERAL PROCEDURE FOR CANVASS. The lieutenant
12 governor shall issue rules prescribing the manner in which the precinct
13 canvass is accomplished so as to assure accuracy in the count and to
14 expedite the process. The election board or counting board shall
15 canvass the ballots in a manner that allows watchers to see the ballots
16 when opened and read. No person handling the ballot after it has been
17 taken from the ballot box and before it is placed in the envelope for
18 mailing may have a marking device in hand or remove a ballot from the
19 immediate vicinity of the polls except as provided by AS 15.15.330 for
20 the early counting of ballots, and by AS 15.20.680 for the counting of
21 punch-card ballots [OR HAVE A MARKING DEVICE IN HAND].

22 * Sec. ~~15.13~~ AS 15.20 is amended by adding a new section to read:

23 Sec. 15.20.045. DESIGNATION OF MAGISTRATES AND OTHERS AS ELECTION
24 OFFICIALS. The lieutenant governor or election supervisory may desig-
25 nate persons to act as election officials under secs. 10 - 220 of this
26 chapter in areas where election supervisors do not have offices.
27 Magistrates may, with the approval of the administrative director of the
28 Alaska Court System, be designated under this section.

29 * Sec. ~~15.14~~ AS 15.20.060 is amended to read:

1 Sec. 15.20.060. APPLICATION [TO DISTRICT JUDGE OR MAGISTRATE] IN
2 PERSON OR [,] BY A REPRESENTATIVE [, OR BY MAIL]. A qualified voter may
3 apply [,] in person or [,] by a personal representative [OR BY MAIL,]
4 for an absentee ballot to the election supervisor or election official
5 [DISTRICT JUDGE OR MAGISTRATE] in the election district of the resident
6 voter. [THE APPLICATION BY MAIL SHALL INCLUDE THE NAME OF THE APPLICANT
7 AND BOTH HIS PRESENT ADDRESS TO WHICH THE ABSENTEE BALLOT SHALL BE
8 RETURNED AND HIS FULL LOCAL ALASKA RESIDENT ADDRESS.]

9 * Sec. ~~1715~~ AS 15.20.120(b) is amended to read:

10 (b) The election board chairman may issue ballots to personal
11 representatives on election day only in areas where an election official
12 has not been designated to issue absentee ballots [DISTRICT JUDGES AND
13 MAGISTRATES DO NOT SIT].

14 * Sec. ~~1716~~ AS 15.20.130 is amended to read:

15 Sec. 15.20.130. PROCEDURE ON APPLICATION BY MAIL. After receipt
16 of an application by mail for an absentee ballot, the lieutenant governor
17 [, OR THE DISTRICT JUDGE OR MAGISTRATE,] shall airmail to the applicant
18 the ballot and other absentee voting material when they are ready for
19 distribution, if the application includes the name and both the present
20 address and the full local resident address of the applicant. The
21 larger envelope to be used for returning the absentee ballot to the
22 election officials shall be addressed to the election supervisor in the
23 district in which the voter is a resident.

24 * Sec. ~~1817~~ AS 15.20.170 is amended to read:

25 Sec. 15.20.170. DISPOSITION OF BALLOTS. Each election official
26 [DISTRICT JUDGE AND MAGISTRATE] who has been designated by an election
27 supervisor or the lieutenant governor to issue absentee ballots shall
28 stamp on the envelope containing the oath the date on which the ballot
29 is received in his office. All ballots received shall be immediately

1 transmitted by the most expeditious mail service to the election super-
2 visor for his district.

3 * Sec. ~~2818~~ AS 15.20.180 is amended to read:

4 Sec. 15.20.180. NAMES OF ABSENTEE VOTERS TO BE MADE AVAILABLE.

5 The election supervisors [,] and election officials [DISTRICT JUDGES AND
6 MAGISTRATES] shall have available for public inspection the names and
7 addresses of persons who voted absentee.

8 * Sec. ~~2819~~ AS 15.25.040 is amended to read:

9 Sec. 15.25.040. MANNER AND DATE OF FILING DECLARATION. (a) The
10 declaration is filed by either

11 (1) the actual physical delivery of the declaration [BY MAIL
12 OR] in person at or before 5:00 p.m., prevailing time, June 1 of the
13 year in which a general election is held for the office, or

14 (2) the actual physical delivery by telegram of a copy in
15 substance of the statements made in the declaration at or before 5:00
16 p.m., prevailing time, June 1 of the year in which a general election is
17 held for the office ~~[, AND ALSO THE ACTUAL PHYSICAL DELIVERY] OF THE~~
18 ~~[ORIGINAL] declaration by registered mail which is postmarked at or~~
19 ~~before 5:00 p.m., prevailing time, June 1 of the year in which a general~~
20 ~~election is held for the office and received not more than five days~~
21 ~~after that time;~~

22 ~~and also~~
23 the actual physical delivery of the declaration by
24 registered mail which is postmarked at or before 5:00 p.m., prevailing
25 time, June 1 of the year in which a general election is held for the
26 office and received not more than 15 days after that time.

27 ~~(b)~~ (b) If the postmark is illegible, a dated receipt from the post
28 office where dispatched shall be acceptable as evidence of mailing.
29 If June 1 is a Sunday or holiday, the deadlines for postmarking and
receipt of the declaration shall be extended 24 hours in each instance

1 [MAY BE FILED NO LATER THAN 5:00 P.M., PREVAILLING TIME ON THE FOLLOWING
2 DAY].

3 (c) A candidate for a statewide office shall file with the lieuten-
4 ant governor. A candidate for a district-wide office shall file either
5 with [A CLERK OF THE SUPERIOR COURT OR] the lieutenant governor or an
6 election supervisor. If the candidate files his declaration with an
7 election supervisor [A CLERK OF THE SUPERIOR COURT], the election super-
8 visor [CLERK] shall immediately forward the declaration to the lieuten-
9 ant governor.

10 (d) If the declaration filed under (a) of this section is not
11 received within seven calendar days, the candidate shall be notified of
12 nonreceipt. The candidate shall have the opportunity to refile his
13 declaration with proof that his previous declaration has been filed in a
14 timely manner and in accordance with law.

15 * Sec. ~~2120~~ AS 15.25.060 is repealed and re-enacted to read:

16 Sec. 15.25.060. PREPARATION AND DISTRIBUTION OF BALLOTS. The
17 primary nomination ballot shall be prepared and distributed by the
18 lieutenant governor in the manner prescribed for general election
19 ballots, except as specifically provided otherwise for the primary
20 nomination. The lieutenant governor shall place the names of all candi-
21 dates who have properly filed in separate columns for each political
22 party, and a column heading shall indicate their party affiliation. The
23 names of candidates shall be grouped according to offices, with each
24 office having a separate section. Within each column the names for each
25 office shall be rotated as provided for the general election ballot.
26 Blank spaces shall be provided within each office block on the ballot
27 for the writing or pasting in of names. The column at the left-hand
28 side of the ballot shall contain the names of the candidates of the
29 political party that received the largest number of votes for the office

of governor at the last preceding general election.

* Sec. 22. AS 15.25.070 is repealed and re-enacted to read:

Sec. 15.25.070. SPECIAL PROVISIONS ON COUNTING BALLOTS. No voter may vote for candidates in more than one column. Ballots cast with votes for candidates in more than one party column shall not be counted, and the entire ballot is invalid.

* Sec. 23.21 AS 15.25.150 is amended to read:

Sec. 15.25.150. DATE OF FILING PETITION. The petition is filed with the lieutenant governor by actual physical delivery in person [OR BY MAIL] at or before 5:00 p.m., prevailing time, June 1 in the year in which a general election is held for the office, or by actual physical delivery by certified mail which is postmarked at or before 5:00 p.m., prevailing time, June 1 in the year in which a general election is held for the office, and received not more than ^{fifteen} ~~five~~ days after that time. If the postmark is illegible, a dated receipt from the post office where dispatched shall be acceptable as evidence of mailing. If June 1 is a Sunday or holiday, the deadlines for postmarking and receipt of the petition shall be extended 24 hours in each instance.

* Sec. 24.22 AS 15.57.010 is repealed and re-enacted to read:

Sec. 15.57.010. CONTENTS OF PAMPHLET. The lieutenant governor shall mail to each registered voter of the state before each state general election an election pamphlet containing photographs and campaign statements of eligible nominees who desire to participate in the pamphlet. The pamphlet shall also contain

(1) on a separate page, a map of the election district or districts to which the pamphlet has been directed, together with a narrative description of the district boundaries;

(2) for each ballot proposition,

(A) a neutral summary of the proposition prepared by the

1 Legislative Affairs Agency;

2 (B) a statement by persons or organizations supporting
3 the proposition; and

4 (C) a statement by persons or organizations opposing the
5 proposition; and

6 (3) for each bond question a statement of the scope of each
7 project required by AS 24.30.037 to be included in the authorization
8 bill.

9 * Sec. ~~2523~~ AS 15.57.050(a) is amended to read:

10 (a) Not less than 30 days before the election the lieutenant
11 governor shall transmit by mail, to every registered voter in the state
12 [WHOSE ADDRESS HE CAN WITH REASONABLE DILIGENCE ASCERTAIN], one copy of
13 the pamphlet, a sample ballot and an absentee ballot application. When
14 practical, the lieutenant governor shall have the pamphlets printed so
15 that no candidate's picture or statement is included in the copy of the
16 pamphlet going to a district where the candidate's election is not to be
17 voted upon.

18 * Sec. ~~2524~~ AS 15.60.010(13) is amended to read:

19 (13) "election official" means [DISTRICT AND DEPUTY MAGIS-
20 TRATES,] election judges, clerks, counters, [AND] full-time election
21 employees, and persons designated to issue absentee ballots;

22 * Sec. ~~2725~~ AS 24.30.037 is amended to read:

23 Sec. 24.30.037. GENERAL OBLIGATION BOND BILLS. A bill authorizing
24 the issuance of general obligation bonds creating a state debt for
25 capital improvements shall contain a statement of the scope of each
26 [MAJOR] project included in the proposed bond issue. The statement
27 shall include a brief description of each capital improvement project,
28 its location, and, in dollars, that portion of the total bond issue to
29 be allocated to the project.

Original sponsor: Rules Committee by
request of the Governor

Offered: 4/25/75
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 300

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state elections."

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

8 * Section 1. AS 15.05.010(4) is amended to read:

9 (4) has been a resident of the state [FOR AT LEAST 75 DAYS]
10 and of the election district in which he seeks to vote for at least 30
11 days just before the election; and

12 * Sec. 2. AS 15.05.020(2) is amended to read:

13 (2) The residence of a person is that place in which his
14 habitation is fixed, and to which, whenever he is absent, he has the
15 intention to return. If a person resides with his family in one
16 place, but does business in another, the former is his place of resi-
17 dence; but any person who, having a family, establishes a dwelling place
18 other than with his family, with the intention of remaining there and
19 not returning to his family, shall be considered a resident where he has
20 established that dwelling place. [Temporary construction camps do not
21 constitute a dwelling place.]

22 * Sec. 3. AS 15.05.020(3) is amended to read:

23 (3) The mere intention to acquire a new residence without
24 physical presence at such a place does not establish residency; neither
25 does mere physical presence without the concurrent present intention
26 to establish such a place as his residence [A CHANGE OF RESIDENCE IS
27 MADE ONLY BY THE ACT OF REMOVAL JOINED WITH THE INTENT TO REMAIN IN
28 ANOTHER PLACE]. There can be only one residence.

29 * Sec. 4. AS 15.05.020(5) is amended to read:

QUESTION

1
2 (5) A person does not gain residence in any place to which he
3 comes without the present intention to establish his permanent dwelling
4 at that place [A RESIDENCE IN A PLACE TO WHICH HE COMES FOR TEMPORARY
5 PURPOSES ONLY].

6 * Sec. 5. AS 15.07.090(a) is amended to read:

7 (a) A voter whose name is changed by marriage or court order may
8 vote under the [HIS OR HER] previous name, but if the voter desires to
9 use the new name, he or she shall notify the lieutenant governor [CHOOSES
10 TO RE-REGISTER, THE RE-REGISTRATION MAY] not [BE MADE] later than 30
11 days preceding an election so that the registration may be amended to
12 reflect the change.

13 * Sec. 6. AS 15.07.090(b) is amended to read:

14 (b) A voter shall re-register if his registration is cancelled
15 for failure to vote in prior elections as provided in sec. 130 of this
16 chapter. The re-registration may not be made later than 30 days
17 preceding an election.

18 * Sec. 7. AS 15.07.090(d) is amended to read:

19 (d) A person who claims he is a registered voter, but for whom no
20 evidence of registration in the precinct can be found, shall be granted
21 the right to vote in the same manner as that of a questioned voter and
22 his ballot shall be treated in the same manner. The ballot shall be
23 considered to be a "questioned ballot" and shall be so designated. The
24 lieutenant governor or his representative shall determine whether the
25 voter is registered in the election district before counting the ballot.
26 A voter who has failed to obtain a transfer as provided in (c) of this
27 section shall [MAY] vote [IN THE PRECINCT WHERE REGISTERED OR HE MAY
28 VOTE] a "questioned ballot" in his precinct of residence.

29 * Sec. 8. AS 15.10 is amended by adding a new section to read:

Sec. 15.10.105. APPOINTMENT OF DIRECTOR OF ELECTIONS. The lieutenant-

1 ant governor shall appoint a director of elections to act for him in the
2 supervision of central and regional election offices, the employment and
3 training of election personnel, and the administration of all state
4 elections as well as those municipal elections which the state is
5 required to conduct. The director of elections shall also assist the
6 lieutenant governor in the administration of the voter registration
7 program and the modification of precinct boundaries.

8 * Sec. 9. AS 15.10.150 is amended to read:

9 Sec. 15.10.150. APPOINTMENT OF NOMINEES FOR JUDGES AND CLERKS.

10 Whenever the appointment of election judges or clerks is required, the
11 party district committee of the political party of which the governor is
12 a member may present in writing to the election supervisor on or before
13 April 15 in each regular election year, or at least 60 days before a
14 special election, the names of two party nominees for judges, and one
15 for clerk, in any or all election precincts, and the election supervisor
16 shall appoint the party nominees to the respective precinct election
17 boards. The party district committee of the political party which
18 received the second largest number of statewide votes in the preceding
19 gubernatorial [GENERAL] election may present in writing to the election
20 supervisor on or before April 15 in each regular election year, or at
21 least 60 days before a special election the name of one party nominee
22 for judge and one for clerk for any or all election precincts and the
23 election supervisor shall appoint the party nominees to the respective
24 precinct election boards. If any party district committee fails to
25 present the names prescribed by this section by April 15 of a regular
26 election year or before the 60th day preceding a special election, the
27 election supervisor may appoint any qualified person not otherwise
28 disqualified under sec. 120 of this chapter.

29 * Sec. 10. AS 15.10.170 is amended to read:

1 Sec. 15.10.170. APPOINTMENT AND PRIVILEGES OF WATCHERS. The
2 precinct party committee, where an organized precinct committee exists,
3 or the district party committee where no organized precinct committee
4 exists, may appoint one or more persons as watchers in each precinct and
5 counting center for any election. Each candidate not representing a
6 political party may appoint one or more watchers for each precinct or
7 counting center in his respective district or the state for any elec-
8 tion. Any organization or organized group that sponsors or opposes an
9 initiative, referendum or recall may have one or more persons as watchers
10 at the polls and counting centers after first obtaining authorization
11 from the lieutenant governor. No precinct party committee, no district
12 party committee or candidate not representing a political party or
13 organization or organized group may have more than one watcher on duty
14 at a time in any precinct or counting center. The watcher may be
15 present at a position inside the place of voting or counting which
16 affords a full view of all action of the election board and other
17 counters taken from the time the polls are opened until the ballots are
18 finally counted and the results certified by the election board or the
19 Data Processing Review Board. The election board or the Data Processing
20 Review Board may require each watcher to present written proof [A CER-
21 TIFICATE] showing that he is the watcher appointed by the precinct party
22 committee, the district party committee, the organization or organized
23 group or the candidate he represents which is [AND] signed by the
24 chairman of the precinct party committee, the district party committee,
25 the organization or organized group or the candidate representing no
26 party. The lieutenant governor may prescribe regulations governing the
27 conduct of watchers to assure the privileges of the watchers and the
28 proper conduct of the election.

29 * Sec. 11. AS 15.15.040(b) is amended to read:

OK

(b) The lieutenant governor shall prepare and issue [,] or make available [,] with each sample ballot for a special election the [A] statement [, SUBSTANTIALLY LIKE THAT] provided for in AS 24.30.037 [,] of the scope of each [MAJOR] project included in a proposed general obligation bond issue creating a state debt for capital improvements that is submitted to the electorate for ratification [,] under AS 15.15.030(11). The statement of scope for each [MAJOR] project shall be the same statement included in the authorization bill. When a ballot proposition is submitted to the voters at a primary or a special election, a statement the same as that provided for in the election pamphlet under AS 15.57.010(2) shall be made available with each sample ballot.

* Sec. 12. AS 15.15.215 is amended to read:

Sec. 15.15.215. DISPOSITION OF CHALLENGED AND QUESTIONED VOTES.

(a) A challenged voter or one who casts a questioned ballot shall vote his ballot in the same manner as prescribed for other voters except that he shall use a paper ballot. After the election judge removes the identification number from the ballot, the challenged voter shall insert the ballot into a small blank envelope, seal it and put the envelope into a larger envelope on which the oath and affidavit he previously signed is located [CONTAINED]. After the election judge removes the identification number from the ballot, the voter who casts a questioned ballot shall insert the ballot into a small blank envelope, seal it, and put the envelope into a larger envelope on which the information concerning that voter's residence is located. These larger envelopes [THIS ENVELOPE] shall be sealed and deposited in the ballot box along with their respective [THE] attached statements [STATEMENT] of asserted invalidity. All envelopes shall be counted and compared to the voting list before leaving the place of polling and upon receipt by the official or body supervising the election. When the ballot box is opened,

1 these envelopes shall be segregated and delivered to the official or
2 body supervising the election. The [WHERE THE] merits of the challenge
3 or question shall be determined by this official or body in accordance
4 with the procedure prescribed for challenged absentee votes in AS 15.20.
5 210.

6 (b) A person who frivolously, maliciously or in bad faith chal-
7 lenges a voter or questions his ballot is guilty of a misdemeanor and
8 upon conviction shall be imprisoned for not more than 30 days or fined
9 not more than \$100, or both.

10 * Sec. 13. AS 15.15.350 is amended to read:

11 Sec. 15.15.350. GENERAL PROCEDURE FOR CANVASS. The lieutenant
12 governor shall issue rules prescribing the manner in which the precinct
13 canvass is accomplished so as to assure accuracy in the count and to
14 expedite the process. The election board or counting board shall
15 canvass the ballots in a manner that allows watchers to see the ballots
16 when opened and read. No person handling the ballot after it has been
17 taken from the ballot box and before it is placed in the envelope for
18 mailing may have a marking device in hand or remove a ballot from the
19 immediate vicinity of the polls except as provided by AS 15.15.330 for
20 the early counting of ballots, and by AS 15.20.680 for the counting of
21 punch-card ballots [OR HAVE A MARKING DEVICE IN HAND].

22 * Sec. 14. AS 15.20 is amended by adding a new section to read:

23 Sec. 15.20.045. DESIGNATION OF MAGISTRATES AND OTHERS AS ELECTION
24 OFFICIALS. The lieutenant governor or election supervisory may desig-
25 nate persons to act as election officials under secs. 10 - 220 of this
26 chapter in areas where election supervisors do not have offices.
27 Magistrates may, with the approval of the administrative director of the
28 Alaska Court System, be designated under this section.

29 * Sec. 15. AS 15.20.060 is amended to read:

1 Sec. 15.20.060. APPLICATION [TO DISTRICT JUDGE OR MAGISTRATE] IN
2 PERSON OR [,] BY A REPRESENTATIVE [, OR BY MAIL]. A qualified voter may
3 apply [,] in person or [,] by a personal representative [OR BY MAIL,]
4 for an absentee ballot to the election supervisor or election official
5 [DISTRICT JUDGE OR MAGISTRATE] in the election district of the resident
6 voter. [THE APPLICATION BY MAIL SHALL INCLUDE THE NAME OF THE APPLICANT
7 AND BOTH HIS PRESENT ADDRESS TO WHICH THE ABSENTEE BALLOT SHALL BE
8 RETURNED AND HIS FULL LOCAL ALASKA RESIDENT ADDRESS.]

9 * Sec. 16. AS 15.20.120(b) is amended to read:

10 (b) The election board chairman may issue ballots to personal
11 representatives on election day only in areas where an election official
12 has not been designated to issue absentee ballots [DISTRICT JUDGES AND
13 MAGISTRATES DO NOT SIT].

14 * Sec. 17. AS 15.20.130 is amended to read:

15 Sec. 15.20.130. PROCEDURE ON APPLICATION BY MAIL. After receipt
16 of an application by mail for an absentee ballot, the lieutenant governor
17 [, OR THE DISTRICT JUDGE OR MAGISTRATE,] shall airmail to the applicant
18 the ballot and other absentee voting material when they are ready for
19 distribution, if the application includes the name and both the present
20 address and the full local resident address of the applicant. The
21 larger envelope to be used for returning the absentee ballot to the
22 election officials shall be addressed to the election supervisor in the
23 district in which the voter is a resident.

24 * Sec. 18. AS 15.20.170 is amended to read:

25 Sec. 15.20.170. DISPOSITION OF BALLOTS. Each election official
26 [DISTRICT JUDGE AND MAGISTRATE] who has been designated by an election
27 supervisor or the lieutenant governor to issue absentee ballots shall
28 stamp on the envelope containing the oath the date on which the ballot
29 is received in his office. All ballots received shall be immediately

1 transmitted by the most expeditious mail service to the election super-
2 visor for his district.

3 * Sec. 19. AS 15.20.180 is amended to read:

4 Sec. 15.20.180. NAMES OF ABSENTEE VOTERS TO BE MADE AVAILABLE.

5 The election supervisors [,] and election officials [DISTRICT JUDGES AND
6 MAGISTRATES] shall have available for public inspection the names and
7 addresses of persons who voted absentee.

8 * Sec. 20. AS 15.25.040 is amended to read:

9 Sec. 15.25.040. MANNER AND DATE OF FILING DECLARATION. (a) The
10 declaration is filed by either

11 (1) the actual physical delivery of the declaration [BY MAIL
12 OR] in person at or before 5:00 p.m., prevailing time, June 1 of the
13 year in which a general election is held for the office, or

14 (2) the actual physical delivery by telegram of a copy in
15 substance of the statements made in the declaration at or before 5:00
16 p.m., prevailing time, June 1 of the year in which a general election is
17 held for the office [*the actual physical delivery of telegram*], AND ALSO THE ACTUAL PHYSICAL DELIVERY of the
18 [ORIGINAL] declaration by registered mail which is postmarked at or
19 before 5:00 p.m., prevailing time, June 1 of the year in which a general
20 election is held for the office and received not more than five days
21 after that time;]

22 (3) the actual physical delivery of the declaration by
23 registered mail which is postmarked at or before 5:00 p.m., prevailing
24 time, June 1 of the year in which a general election is held for the
25 office and received not more than 15 days after that time.

26 (3) ~~(3)~~ If the postmark is illegible, a dated receipt from the post
27 office where dispatched shall be acceptable as evidence of mailing.
28 If June 1 is a Sunday or holiday, the deadlines for postmarking and
29 receipt of the declaration shall be extended 24 hours in each instance

1 [MAY BE FILED NO LATER THAN 5:00 P.M., PREVAILING TIME ON THE FOLLOWING
2 DAY].

3 (c) A candidate for a statewide office shall file with the lieutenant
4 ant governor. A candidate for a district-wide office shall file either
5 with [A CLERK OF THE SUPERIOR COURT OR] the lieutenant governor or an
6 election supervisor. If the candidate files his declaration with an
7 election supervisor [A CLERK OF THE SUPERIOR COURT], the election super-
8 visor [CLERK] shall immediately forward the declaration to the lieuten-
9 ant governor.

10 (d) If the declaration filed under (a) of this section is not
11 received within seven calendar days, the candidate shall be notified of
12 nonreceipt. The candidate shall have the opportunity to refile his
13 declaration with proof that his previous declaration has been filed in a
14 timely manner and in accordance with law.

15 * Sec. 21. AS 15.25.060 is repealed and re-enacted to read:

16 Sec. 15.25.060. PREPARATION AND DISTRIBUTION OF BALLOTS. The
17 primary nomination ballot shall be prepared and distributed by the
18 lieutenant governor in the manner prescribed for general election
19 ballots, except as specifically provided otherwise for the primary
20 nomination. The lieutenant governor shall place the names of all candi-
21 dates who have properly filed in separate columns for each political
22 party, and a column heading shall indicate their party affiliation. The
23 names of candidates shall be grouped according to offices, with each
24 office having a separate section. Within each column the names for each
25 office shall be rotated as provided for the general election ballot.
26 Blank spaces shall be provided within each office block on the ballot
27 for the writing or pasting in of names. The column at the left-hand
28 side of the ballot shall contain the names of the candidates of the
29 political party that received the largest number of votes for the office

Closed primary

of governor at the last preceding general election.

* Sec. 22. AS 15.25.070 is repealed and re-enacted to read:

Sec. 15.25.070. SPECIAL PROVISIONS ON COUNTING BALLOTS. No voter may vote for candidates in more than one column. Ballots cast with votes for candidates in more than one party column shall not be counted, and the entire ballot is invalid.

* Sec. 23. AS 15.25.150 is amended to read:

Sec. 15.25.150. DATE OF FILING PETITION. The petition is filed with the lieutenant governor by actual physical delivery in person [OR BY MAIL] at or before 5:00 p.m., prevailing time, June 1 in the year in which a general election is held for the office, or by actual physical delivery by certified mail which is postmarked at or before 5:00 p.m., prevailing time, June 1 in the year in which a general election is held for the office, and received not more than ¹⁵ days after that time. If the postmark is illegible, a dated receipt from the post office where dispatched shall be acceptable as evidence of mailing. If June 1 is a Sunday or holiday, the deadlines for postmarking and receipt of the petition shall be extended 24 hours in each instance.

* Sec. 24. AS 15.57.010 is repealed and re-enacted to read:

Sec. 15.57.010. CONTENTS OF PAMPHLET. The lieutenant governor shall mail to each registered voter of the state before each state general election an election pamphlet containing photographs and campaign statements of eligible nominees who desire to participate in the pamphlet. The pamphlet shall also contain

(1) on a separate page, a map of the election district or districts to which the pamphlet has been directed, together with a narrative description of the district boundaries;

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(A) a neutral summary of the proposition prepared by the

1 Legislative Affairs Agency;

2 (B) a statement by persons or organizations supporting
3 the proposition; and

4 (C) a statement by persons or organizations opposing the
5 proposition; and

6 (3) for each bond question a statement of the scope of each
7 project required by AS 24.30.037 to be included in the authorization
8 bill.

9 * Sec. 25. AS 15.57.050(a) is amended to read:

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11 governor shall transmit by mail, to every registered voter in the state
12 [WHOSE ADDRESS HE CAN WITH REASONABLE DILIGENCE ASCERTAIN], one copy of
13 the pamphlet, a sample ballot and an absentee ballot application. When
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24 the issuance of general obligation bonds creating a state debt for
25 capital improvements shall contain a statement of the scope of each
26 [MAJOR] project included in the proposed bond issue. The statement
27 shall include a brief description of each capital improvement project,
28 its location, and, in dollars, that portion of the total bond issue to
29 be allocated to the project.

#

Introduced: 3/14/75
Referred: State Affairs
and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 300

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state elections."

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12 vote his ballot in the same manner as prescribed for other voters
13 except that he shall use a paper ballot. After the election judge
14 removes the identification number from the ballot, the challenged
15 voter shall insert the ballot into a small blank envelope, seal it,
16 and put the envelope into a larger envelope on which the oath and
17 affidavit he previously signed is located [CONTAINED]. After the
18 election judge removes the identification number from the ballot, the
19 voter who casts a questioned ballot shall insert the ballot into a
20 small blank envelope, seal it, and put the envelope into a larger
21 envelope on which the information concerning that voter's residence is
22 located. These larger envelopes [THIS ENVELOPE] shall be sealed and
23 deposited in the ballot box along with their respective [THE] attached
24 statements [STATEMENT] of asserted invalidity. When the ballot box is
25 opened, these envelopes shall be segregated and delivered to the
26 official or body supervising the election. The [WHERE THE] merits of
27 the challenge or question shall be determined by this official or body
28 in accordance with the procedure prescribed for challenged absentee
29 votes in AS 15.20.210.

1 (b) A person who frivolously, maliciously or in bad faith
2 challenges a voter or questions his ballot is guilty of a misdemeanor
3 and upon conviction shall be imprisoned for not more than 30 days or
4 fined not more than \$100, or both.

5 * Sec. 13. AS 15.15.350 is amended to read:

6 Sec. 15.15.350. GENERAL PROCEDURE FOR CANVASS. The lieutenant
7 governor shall issue rules prescribing the manner in which the precinct
8 canvass is accomplished so as to assure accuracy in the count and to
9 expedite the process. The election board or counting board shall
10 canvass the ballots in a manner that allows watchers to see the ballots
11 when opened and read. No person handling the ballot after it has been
12 taken from the ballot box and before it is placed in the envelope for
13 mailing may have a marking device in hand or remove a ballot from the
14 immediate vicinity of the polls except as provided by AS 15.15.330 for
15 the early counting of ballots, and by AS 15.20.680 for the counting of
16 punch-card ballots [OR HAVE A MARKING DEVICE IN HAND].

17 * Sec. 14. AS 15.15.360(9) is amended to read:

18 (9) Write-in votes are not invalidated by writing in the
19 name of a candidate whose name is printed on the ballot unless the
20 election board determines, on the basis of other evidence that the
21 ballot was so marked for the purpose of identifying the ballot. No
22 other name written upon a ballot in a general election may be counted
23 for an office unless the person bearing it has filed a declaration
24 with the lieutenant governor declaring a write-in candidacy for that
25 particular office. The declaration may not be filed later than 10
26 days before the date of the general election.

27 * Sec. 15. AS 15.15.360(10) is amended to read:

28 (10) Stickers bearing a candidate's name may be affixed to
29 the ballot in place of writing in a candidate's name if write-in votes

1 or ballots are otherwise permitted, but they may not be counted unless
2 the candidate has filed the declaration required by (9) of this section.

3 Stickers shall not be issued by members of the election board while
4 serving at the polls. Stickers shall not be offered to voters within
5 100 feet of the polling place.

6 * Sec. 16. AS 15.20 is amended by adding a new section to read:

7 Sec. 15.20.045. DESIGNATION OF MAGISTRATES AND OTHERS AS ELECTION
8 OFFICIALS. The lieutenant governor or election supervisory may desig-
9 nate persons to act as election officials under secs. 10 - 220 of this
10 chapter in areas where election supervisors do not have offices.
11 Magistrates may, with the approval of the administrative director of
12 the Alaska Court System, be designated under this section.

13 * Sec. 17. AS 15.20.060 is amended to read:

14 Sec. 15.20.060. APPLICATION [TO DISTRICT JUDGE OR MAGISTRATE] IN
15 PERSON OR [,] BY A REPRESENTATIVE [, OR BY MAIL]. A qualified voter
16 may apply [,] in person or [,] by a personal representative [OR BY
17 MAIL,] for an absentee ballot to the election supervisor or election
18 official [DISTRICT JUDGE OR MAGISTRATE] in the election district of
19 the resident voter. [THE APPLICATION BY MAIL SHALL INCLUDE THE NAME
20 OF THE APPLICANT AND BOTH HIS PRESENT ADDRESS TO WHICH THE ABSENTEE
21 BALLOT SHALL BE RETURNED AND HIS FULL LOCAL ALASKA RESIDENT ADDRESS.]

22 * Sec. 18. AS 15.20.120(b) is amended to read:

23 (b) The election board chairman may issue ballots to personal
24 representatives on election day only in areas where an election official
25 has not been designated to issue absentee ballots [DISTRICT JUDGES AND
26 MAGISTRATES DO NOT SIT].

27 * Sec. 19. AS 15.20.130 is amended to read:

28 Sec. 15.20.130. PROCEDURE ON APPLICATION BY MAIL. After receipt
29 of an application by mail for an absentee ballot, the lieutenant

1 governor [, CR THE DISTRICT JUDGE OR MAGISTRATE,] shall airmail to the
2 applicant the ballot and other absentee voting material when they are
3 ready for distribution, if the application includes the name and both
4 the present address and the full local resident address of the applicant
5 The larger envelope to be used for returning the absentee ballot to
6 the election officials shall be addressed to the election supervisor
7 in the district in which the voter is a resident.

8 * Sec. 20. AS 15.20.170 is amended to read:

9 Sec. 15.20.170. DISPOSITION OF BALLOTS. Each election official
10 [DISTRICT JUDGE AND MAGISTRATE] who has been designated by an election
11 supervisor or the lieutenant governor to issue absentee ballots shall
12 stamp on the envelope containing the oath the date on which the ballot
13 is received in his office. All ballots received shall be immediately
14 transmitted by the most expeditious mail service to the election
15 supervisor for his district.

16 * Sec. 21. AS 15.20.180 is amended to read:

17 Sec. 15.20.180. NAMES OF ABSENTEE VOTERS TO BE MADE AVAILABLE.
18 The election supervisors [,] and election officials [DISTRICT JUDGES
19 AND MAGISTRATES] shall have available for public inspection the names
20 and addresses of persons who voted absentee.

21 * Sec. 22. AS 15.25.040 is amended to read:

22 Sec. 15.25.040. MANNER AND DATE OF FILING DECLARATION. (a) The
23 declaration is filed by either

24 (1) the actual physical delivery of the declaration [BY
25 MAIL OR] in person at or before 5:00 p.m., prevailing time, June 1 of
26 the year in which a general election is held for the office, or

27 (2) the actual physical delivery [BY TELEGRAM OF A COPY IN
28 SUBSTANCE OF THE STATEMENTS MADE IN THE DECLARATION AT OR BEFORE 5:00
29 P.M., PREVAILING TIME, JUNE 1 OF THE YEAR IN WHICH A GENERAL ELECTION

1 IS HELD FOR THE OFFICE, AND ALSO THE ACTUAL PHYSICAL DELIVERY] of the
2 [ORIGINAL] declaration by registered mail which is postmarked at or
3 before 5:00 p.m., prevailing time, June 1 of the year in which a
4 general election is held for the office and received not more than
5 five days after that time.

6 (b) If the postmark is illegible, a dated receipt from the post
7 office where dispatched shall be acceptable as evidence of mailing.
8 If June 1 is a Sunday or holiday, the deadlines for postmarking and
9 receipt of the declaration shall be extended 24 hours in each instance
10 [MAY BE FILED NO LATER THAN 5:00 P.M., PREVAILING TIME ON THE FOLLOWING
11 DAY].

12 (c) A candidate for a statewide office shall file with the
13 lieutenant governor. A candidate for a district-wide office shall
14 file either with [A CLERK OF THE SUPERIOR COURT OR] the lieutenant
15 governor or an election supervisor. If the candidate files his
16 declaration with an election supervisor [A CLERK OF THE SUPERIOR
17 COURT], the election supervisor [CLERK] shall immediately forward the
18 declaration to the lieutenant governor.

19 * Sec. 23. AS 15.25.150 is amended to read:

20 Sec. 15.25.150. DATE OF FILING PETITION. The petition is filed
21 with the lieutenant governor by actual physical delivery in person [OR
22 BY MAIL] at or before 5:00 p.m., prevailing time, June 1 in the year
23 in which a general election is held for the office, or by actual
24 physical delivery by certified mail which is postmarked at or before
25 5:00 p.m., prevailing time, June 1 in the year in which a general
26 election is held for the office, and received not more than five days
27 after that time. If the postmark is illegible, a dated receipt from
28 the post office where dispatched shall be acceptable as evidence of
29 mailing. If June 1 is a Sunday or holiday, the deadlines for post-

1 marking and receipt of the petition shall be extended 24 hours in each
2 instance.

3 * Sec. 24. AS 15.57.010 is amended to read:

4 Sec. 15.57.010. CONTENTS OF PAMPHLET. The lieutenant governor
5 shall mail to the household of each registered voter [ALL VOTERS] of
6 the state before each state general election a candidate pamphlet con-
7 taining photographs and campaign statements of eligible nominees who
8 desire to participate in the pamphlet. The pamphlet shall also contain,
9 for each ballot proposition, (1) a neutral summary of the proposition
10 prepared by the Legislative Affairs Agency, and (2) a statement by
11 persons or organizations supporting the proposition, and (3) a statement
12 by persons or organizations opposing the proposition; and for each
13 bond question the statement of the scope of each major project re-
14 quired by AS 24.30.037 to be included in the authorization bill.

15 * Sec. 25. AS 15.57.050(a) is amended to read:

16 (a) Not less than 30 days before the election the lieutenant
17 governor shall transmit by mail, to the household of every registered
18 voter in the state [WHOSE ADDRESS HE CAN WITH REASONABLE DILIGENCE
19 ASCERTAIN], one copy of the pamphlet. When practical, the lieutenant
20 governor shall have the pamphlets printed so that no candidate's
21 picture or statement is included in the copy of the pamphlet going to
22 a district where the candidate's election is not to be voted upon.

23 * Sec. 26. AS 15.60.010(13) is amended to read:

24 (13) "election official" means [DISTRICT AND DEPUTY
25 MAGISTRATES,] election judges, clerks, counters, [AND] full-time
26 election employees, and persons designated to issue absentee ballots;
27
28
29

JAY S. HAMMOND
GOVERNOR



LOWELL THOMAS, JR.
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

May 2, 1975

HB 300
of line
MEMORANDUM

The Honorable Hugh Malone
Chairman, House Finance
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Hugh:

In my review of CSHB 300, I found the language in Section 20, page 8, lines 17 through 26 confusing. This section deals with the filing of the declaration of candidacy by telegram. I would like to suggest some revised language for this section.

On page 8, line 17, delete the language after "office" through line 21. Incorporate subsection (3), lines 22 through 26, into subsection (2). Lines 14 through 26 would then read as follows:

"(2) the actual physical delivery by telegram of a copy in substance of the statements made in the declaration at or before 5:00 p.m., prevailing time, June 1 of the year in which a general election is held for the office, and also the actual physical delivery of the declaration by registered mail which is postmarked at or before 5:00 p.m., prevailing time, June 1 of the year in which a general election is held for the office and received not more than 15 days after that time."

Also, in Section 23, page 10, line 14, the deadline for receiving the filing petition should probably be the same as that of receiving the declaration of candidacy as specified in Section 20 of the bill. The following is suggested language for page 10, line 14:

" . . . for the office, and received not more than 15 days after that time."

Two fiscal notes are attached which outline the increased costs in FY 76 for the printing of the election candidate pamphlets and for temporaries to assist in absentee balloting in the election supervisors' offices.

*Please copy in master file
JST*

The Honorable Hugh Malone
Page 2
May 2, 1975

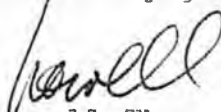
For the 1974 General Election, the candidate pamphlets were mailed to each household. For the 1976 General Election, pamphlets must be mailed to each voter. For the printing and mailing of 65,000 additional pamphlets, the cost would be \$20,000 more than in 1974. A portion of the increased expense includes the salary of a temporary employee to coordinate the work on the pamphlet and costs related to its preparation and publication.

The Division of Elections anticipates hiring one additional temporary in each election supervisor's office to handle absentee balloting in person.

I appreciate your consideration of the above points which are offered in hopes of clarifying the language of CSHB 300.

Best wishes.

Sincerely yours,


Lowell Thomas, Jr.
Lieutenant Governor

Enclosures (2)

P.S. If Elections Director, Patty ANN Polley,
can be helpful to you and/or your
Committee, please just say the word —
L.V.

The Legislature of the State of Alaska
FISCAL NOTE

First Session - Ninth Legislature

I. REQUEST

Bill No. CSHB 300

Title: "An Act Relating to State Elections"

Requested by: _____ Date: May 2, 1975

Return Date Requested: _____

Agency: Office of the Governor Program: Elections

II. FISCAL DETAIL

Budget Request Unit(s) Affected: 100

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	FY 80
100 PERSONAL SERVICES			21.0	0	21.0	0
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL			21.0	0	21.0	0

B. FUNDING: (Thousands of dollars)

GENERAL FUND			21.0	0	21.0	0
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	/	/ 4	/ 0	/ 4	/ 0
MAN MONTHS (P./T.)	/	/	/ 24	/ 0	/ 24	/ 0

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

This Fiscal Note is to cover absentee voting in the Supervisors offices in Juneau, Anchorage, Fairbanks and Nome instead of in the Courts in these offices. It is figured at range 8A for one person in each of the four offices for a period of 6 months.

IV. ATTACHMENTS

V. DATE: May 2, 1975

PREPARED BY: _____

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

The Legislature of the State of Alaska
FISCAL NOTE

First Session - Ninth Legislature

I. REQUEST

Bill No. CSHB 300

Title: "An Act Relating to State Elections"

Requested by: _____ Date: May 2, 1975

Return Date Requested: _____

Agency: Office of the Governor Program: Elections

II. FISCAL DETAIL

Budget Request Unit(s) Affected: 100 - 200 - 300

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	1979
100 PERSONAL SERVICES	0		4.5	0	4.5	0
200 TRAVEL	0		.6	0	.7	0
300 CONTRACTUAL	50.0		64.9	0	69.8	0
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	50.0		70.0	0	75.0	0

B. FUNDING: (Thousands of dollars)

FEDERAL FUNDS	0	0	70.0	0	75.0	0
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY MAN MONTHS (P./T.)	/	/	/ 1 3	/ 0 0	/ 1 3	/ 0 0

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)
The election pamphlet cost \$50,000 for printing and mailing for the 1974 General Elections. In preparing the pamphlets for the 1976 General Election we anticipate the costs to be \$70,000.

For 1974 136,000 pamphlets were printed and mailed to each household of the registered voters. For the 1976 General Election, we anticipate printing and mailing 200,000 pamphlets.

IV. ATTACHMENTS

V. DATE: May 2, 1975

PREPARED BY: _____

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



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

HB 300

March 13, 1975

The Honorable Mike Bradner, Speaker
House of Representatives
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

In accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill to amend various sections of the Election Code.

Several of the proposed amendments in this measure are desirable to reconcile inconsistencies with the punch-card voting statutes which have been set out in another bill. Presently the election code throughout is oriented toward paper ballots and machine voting.

Other amendments are proposed to strengthen residency requirements, and at the same time recognize the impact of recent court decisions in this area. Alaska election statutes define "residence" as equivalent to the traditional or common law definition of "domicile" in that the element of present intent to establish a permanent dwelling at a place is required along with the element of physical presence.

Some of the changes suggested are largely procedural in nature and would relieve both voters and the lieutenant governor of certain burdens imposed by provisions of the present code. For example, declarations of candidacy and nominating petitions would be recognized as timely filed if they are postmarked before the deadline and received within the next five days. A telegram of confirmation would not be required. Another amendment would permit registered voters whose names have been changed by marriage or court order to merely notify election officials of the change, instead of requiring re-registration.

Other proposals are to authorize inclusion of the statement of scope of major general obligation bond projects in the candidate pamphlet, and require the statement to accompany

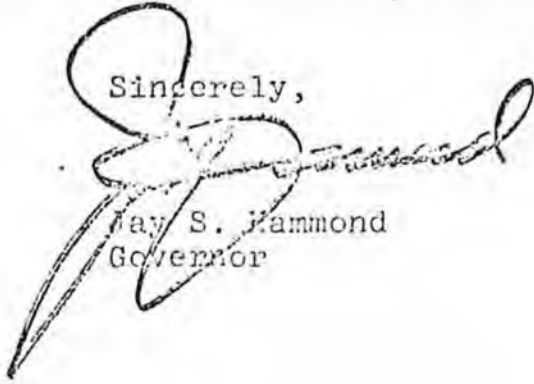
March 13, 1975

sample ballots only in special elections when the pamphlet is not published. Also, only one pamphlet would be sent to each address where a voter can be reached, rather than to each voter, because it is felt that sending multiple copies to families of voters who reside together is unnecessary and expensive.

The bill also provides that a write-in candidate in a general election would have to file a declaration to that effect at least 10 days before the election to have votes cast for him counted.

Another group of sections (16 -- 21, 22 [subsec. (c)], and 26) would relieve the court system of many of its present administrative duties with regard to handling absentee ballots and declarations of candidacy for statewide office. These amendments would authorize the designation of election officials to issue absentee ballots in areas where there is no election supervisor, and with the approval of the administrative director of the Alaska Court System magistrates could be among the designees. In addition, absentee ballot applications by mail may be made only to the lieutenant governor. The removal of these non-judicial functions from the court system has been recommended by the court system.

Sincerely,



Jay S. Hammond
Governor



HB 300

Alaska Court System

State of Alaska

303 "K" STREET

ANCHORAGE, ALASKA
99501

ARTHUR H. SNOWDEN II
ADMINISTRATIVE DIRECTOR

(907) 274-8611

March 20, 1975

Honorable Hugh Malone, Chairman
House Finance Committee
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Re: House Bill 300

Dear Representative Malone:

House Bill 300, relating to state elections, has been referred to your committee. The Alaska Court System wishes to express its strong support for sections 16 through 22 of that bill, as they relate to the participation of district court judges, magistrates and superior court clerks in the election process. We take no position on the other sections of the bill.

Under existing statutes, district court judges and magistrates are required to issue absentee ballots when application is made by a voter residing in the election district where the judge or magistrate sits. Applications for absentee ballots for other election districts must be directed to the election supervisor. In cities where election supervisors maintain offices, the issuance of absentee ballots is performed both at the district court offices and at the elections office, causing much confusion in the minds of the public. Further, it involves the judiciary unnecessarily in what we believe is more properly an executive function.

The Lieutenant Governor's Office agrees that in those urban areas where election supervisors maintain offices, all absentee ballot applications should be directed to those offices. The existing staff of the election offices can easily absorb the functions now being performed by the Alaska Court System in those cities. In other areas of the state the magistrate may be the only appropriate governmental official available to issue absentee ballots. Accordingly, the bill provides that magistrates may be appointed in locations where there is no election supervisor. We

Honorable Hugh Malone, Chairman
House Finance Committee
March 20, 1975
Page Two

believe that ultimately the entire election process should be conducted by the executive branch, and that this legislation will provide a framework in which to accomplish a gradual transfer of these functions from the judiciary to the executive branch. Further, so long as the judiciary is charged with election tasks and at the same time is given jurisdiction to hear challenges to the election process, the potential for conflicts of interest is great. We also support, for the same reasons, section 22 of the bill insofar as it relieves the clerk of the superior court of the responsibility of accepting declaration of candidacy for filing and forwarding to the Lieutenant Governor.

Thank you very much for permitting us this opportunity to comment on House Bill 300. If you desire further information regarding the reasons for our support of this bill, please contact me. We would, of course, be happy to appear before the committee at your request to offer testimony on the bill.

Very truly yours,



Arthur H. Snowden, II
Administrative Director

:lw

cc: Honorable Lowell Thomas, Jr.
Lieutenant Governor

JAY S. HAMMOND
GOVERNOR



STATE OF ALASKA
LIEUTENANT GOVERNOR
J. NEASE

LOWELL THOMAS, JR.
LIEUTENANT GOVERNOR

HB 300
Lowell Thomas, Jr.

April 28, 1975

The Honorable Hugh Malone
Representative
Chairman of House Finance
Committee

Dear Hugh:

I hope all goes well with you and your committee, as the end of a hard session draws near.

This is just to call attention to the need this year of action on an elections bill which I believe has advanced to your committee -- HB 300. The elections people need more time to gear up for the 1976 elections than would be afforded were action on this bill put off until next session.

Specifically, the features of House Bill 300 that are important this year are (1) tightening up residency requirements, (2) clarifying the manner of filing declarations of candidacy prior to the initiation of 1976 requests, and (3) clarifying change of name provisions regarding re-registration.

If either Patty Ann Polley or I can be of help on any of the elections bills, please let me know.

Best wishes.

Sincerely yours,

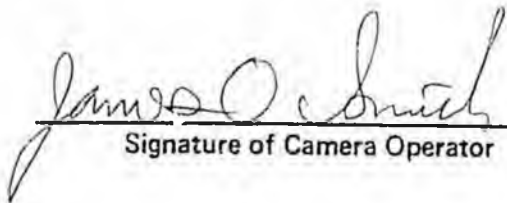
Lowell
Lowell Thomas, Jr.
Lieutenant Governor

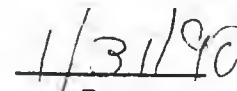


RECORDS CERTIFICATION



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.


Signature of Camera Operator


Date

"An Act relating to comprehensive employment and training; and providing for an effective date."

COMMITTEE REPORT

3/27/75

HOUSE

Mr. Speaker:

Date 3/27/75

The Committee on FINANCE has had HB 301

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 HB 301 (am) AND THAT

CS FOR HB 301 (am) 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: <u>no concur</u>
_____	recommends:
_____	recommends:
_____	recommends:
_____	recommends:

[Signature] Chairman

Introduced: 3/14/75
Referred: Labor & Management
and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 301

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to comprehensive employment and
7 training; and providing for an effective date."

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

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

10 ARTICLE 8. PARTICIPATION IN COMPREHENSIVE EMPLOYMENT

11 AND TRAINING ACT OF 1973.

12 Sec. 44.19.581. GOVERNOR AS PRIME SPONSOR. (a) The governor is
13 authorized to participate as a prime sponsor in the Comprehensive
14 Employment and Training Act of 1973 (P.L. 93-203) as amended. He may
15 delegate his functions as a prime sponsor to such other state agency
16 as, in the exercise of his discretion, he sees fit.

17 (b) The governor, or the state agency to which he has delegated
18 his functions, may adopt regulations necessary to carry out the
19 functions as a prime sponsor.

20 Sec. 44.19.591. ALASKA MANPOWER SERVICES COUNCIL. (a) There is
21 created the Alaska Manpower Services Council to review and monitor all
22 manpower activities within the state and advise and make recommendations
23 concerning manpower activities to the governor, prime sponsors, under
24 the Comprehensive Employment and Training Act of 1973, state manpower
25 agencies, and the public.

26 (b) The membership of the council is as provided in the Compre-
27 hensive Employment and Training Act of 1973 as amended (P.L. 93-203;
28 29 U.S.C. 801 et seq.) and the regulations of the U.S. Department of
29 Labor adopted to carry out the Act (29 C.F.R. 19.13).

1 (c) All members of the council shall be appointed by the governor
2 for one year terms.

3 (d) A member is entitled to the same per diem and expenses as
4 members of other boards and commissions.

5 (e) The powers and duties of the council are as provided in the
6 Comprehensive Employment and Training Act of 1973 (29 U.S.C. 801 et
7 seq.) and the regulations of the U.S. Department of Labor adopted to
8 carry out the Act (29 C.F.R. 19.13(d)) and

9 (1) cooperate with federal and independent agencies;

10 (2) present an annual report of its activities to the
11 legislature at the start of each legislative session;

12 (3) emphasize through publicity and persuasion the importance
13 and desirability of hiring residents of the state to the fullest
14 extent possible.

15 * Sec. 2. AS 23.15.611(b) and 23.15.617 are repealed.

16 * Sec. 3. This Act takes effect immediately in accordance with AS 01.-
17 10.070(c).

The Legislature of the State of Alaska
FISCAL NOTE

all

First Session - Ninth Legislature

I. REQUEST

Bill No. House Bill No. 301

Title: Participation in Comprehensive Employment and Training Act of 1973

Requested by: Labor, Management & Commerce Date: March 26, 1975

Return Date Requested: _____

Agency: Labor Program: CETA

II. FISCAL DETAIL

Budget Request Unit(s) Affected: _____

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	FY 80
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.	\$11,783.2	\$15,631.9				
TOTAL	\$11,783.2	\$15,631.9				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		\$ 1,600.0			
FEDERAL FUNDS	\$11,783.2	14,031.9			
OTHER					

C. POSITIONS:

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

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

SEE ATTACHMENT

IV. ATTACHMENTS

V. DATE: March 27, 1975

PREPARED BY: Tom Haas

Finance Officer

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

III. ANALYSIS

<u>CETA GRANTS</u>	<u>FY75 FUNDS</u>	<u>FY 76 FUNDS</u>
Title I	\$ 2,425.9	\$ 6,603.9
Title II	2,892.3	5,470.4
Title III	1,417.6	--
Title VI	1,396.9	--
Governor's Grant	350.5	357.6
Pipeline Impact	<u>3,300.0</u>	<u>3,200.0</u>
TOTAL	\$11,783.2	\$15,631.9

Amounts for FY'76 are budgeted figures. Federal funds for FY'77 have not been allocated pending congressional legislation which may dramatically increase appropriations. Pipeline Impact for FY'76 has been allocated at \$1,000,000 requiring equal state matching.

all
MEMORANDUM

State of Alaska

TO: Hon. Hugh Malone, Chairman
House Finance Committee

DATE: May 19, 1975

FILE NO:

TELEPHONE NO: 465-2700

Wm Spear
FROM: William Edward Spear,
Deputy Commissioner
Department of Labor

SUBJECT: H.B. 301 (Manpower programs)

House Bill 301 is an enabling piece of legislation designed to permit the State to operate a wide variety of manpower programs under the auspices of The Comprehensive Employment and Training Act of 1973 (P.L. 93-203).

This Act is a part of the Special Revenue Sharing concept of the national administration and provides 100% federal funding for manpower programs in the several states. During fiscal 1975 the state received over \$9.0 million dollars from all titles under the act and provided training and job opportunities for Alaska residents throughout the state.

Passage of this bill will enable the state to receive and disburse federal funds for comprehensive manpower programs. Your favorable consideration will be appreciated.

cc; Mr. Ernie Hogan

WES/GWH/mtf

March 14, 1975

The Honorable Mike Bradner
Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

In accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting the attached bill relating to the Comprehensive Employment and Training Act of 1973 (CETA). The Act establishes a framework of "prime sponsors" within each state for the actual development and operation of federally funded employment and training programs. One of the permissible prime sponsors under the Act is the state governor or his designee, with the area to be served by the governor as prime sponsor being those portions of the state not served by local-government prime sponsors. In Alaska, this "rest-of-state" prime sponsor jurisdiction currently encompasses the whole of the State, except for Anchorage, which is also a prime sponsor.

The attached bill grants to the governor or such state agency as he may designate the authority to participate as a CETA prime sponsor. It also establishes an Alaska Manpower Services Council to review and monitor manpower activities within the State. Creation of this council is required by CETA for participation by a state governor as a prime sponsor.

The bill also repeals AS 23.15.611(b) and AS 23.15.617. AS 23.15.611(b) authorized the Department of Labor to participate in the federal Manpower Development and Training Act of 1962 (MDTA). This Act was repealed in 1973 when CETA was enacted and reference to it in AS 23.15.611 is therefore no longer appropriate. Similarly, AS 23.15.617 established the State Manpower Training Advisory Council, creation of which was required for state participation in MDTA. AS MDTA has now been

repealed, the continued existence of this council is no longer necessary, its functions being taken up, essentially, by the State Manpower Services Council required by CETA and created in this bill.

Sincerely,

Jay S. Hammond
Governor

The Legislature of the State of Alaska
FISCAL NOTE

all

First Session - Ninth Legislature

I. REQUEST

Bill No. HB 301

Title: Participation in Comprehensive Employment and Training Act of 1973.

Requested by: _____ Date: _____

Return Date Requested: _____

Agency: Administration Program: Budget and Management

II. FISCAL DETAIL

Budget Request Unit(s) Affected: _____

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	FY 80
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

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

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

Funding for this program is contained in the FY 76 Governor's budget request for the Department of Labor, CETA program, totaling \$15,631.9 of which \$14,031.9 is Federal Funds and \$1,600.0 is Required State General Funds.

IV. ATTACHMENTS

V. DATE: 3/28/75

PREPARED BY: Michael Orelove, Budget Analyst

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

The Legislature of the State of Alaska
FISCAL NOTE

First Session - Ninth Legislature

I. REQUEST

Bill No.

House Bill No. 301

Title: Participation in Comprehensive Employment and Training Act of 1973

Requested by: Labor, Management & Commerce Date: March 26, 1975

Return Date Requested: _____

Agency: Labor Program: CETA

II. FISCAL DETAIL

Budget Request Unit(s) Affected: _____

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	FY 80
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.	\$11,783.2	\$15,631.9				
TOTAL	\$11,783.2	\$15,631.9				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		\$ 1,600.0			
FEDERAL FUNDS	\$11,783.2	14,031.9			
OTHER					

C. POSITIONS:

PERMANENT/TEMPORARY MAN MONTHS (P./T.)	/	/	/	/	/	/
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III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

SEE ATTACHMENT

IV. ATTACHMENTS

V. DATE: March 27, 1975

PREPARED BY: Tom Haas

Finance Officer

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

III. ANALYSIS

<u>CETA GRANTS</u>	<u>FY75 FUNDS</u>	<u>FY 76 FUNDS</u>
Title I	\$ 2,425.9	\$ 6,603.9
Title II	2,892.3	5,470.4
Title III	1,417.6	--
Title VI	1,396.9	--
Governor's Grant	350.5	357.6
Pipeline Impact	<u>3,300.0</u>	<u>3,200.0</u>
TOTAL	\$11,783.2	\$15,631.9

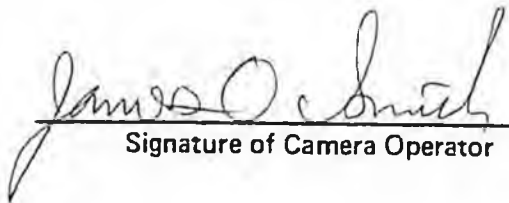
Amounts for FY'76 are budgeted figures. Federal funds for FY'77 have not been allocated pending congressional legislation which may dramatically increase appropriations. Pipeline Impact for FY'76 has been allocated at \$1,000,000 requiring equal state matching.

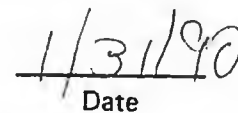


RECORDS CERTIFICATION



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.


Signature of Camera Operator


Date

COMMITTEE REPORT

SENATE

4/30/75

Mr. President:

Date

5/8/75

The Committee on FINANCE has had HB 302 am revenue sharing for road maintenance 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:

Bill Ray _____
John H. ... _____
... _____
Holman _____

Members NOT concurring in the Majority report:

_____ recommends:
 _____ recommends:
 _____ recommends:
 _____ recommends:
 _____ recommends:

Bill Ray Chairman

A M E N D M E N T

Offered in the SENATE

By Finance Committee

To: _____ SENATE BILL NO. _____

_____ HOUSE BILL NO. _____

AMENDMENT: Page 1 Line 22

Delete the words "Under" and "section"

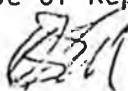
Insert after the word "provision": "and also for all"

STATE
of ALASKA

MEMORANDUM

TO: [William Parker, Chairman
State Affairs Committee
House of Representatives

DATE : March 21, 1975

FROM:  Charles S. Matlock
Deputy Commissioner
Department of HighwaysSUBJECT: 00-3077
HB 302

Pursuant to Ms. Ramage's telephone request Tuesday, March 18, for a fiscal note concerning HB 302, we have the following comments.

At the present time we have no idea which specific riverways and connections would qualify for a maintenance payment under AS 43.18.010 (b). To prepare such an estimate would involve considerable planning and consultation between this Department and the Department of Community and Regional Affairs. It may well be that many of Alaska's riverways would be usable during the winter and allow the people to have transportation facilities available for at least a good portion of the year.

The Legislature of the State of New York
FISCAL NOTE

First Session - Ninth Legislature

Master file

I. REQUEST

Bill No. HB 502

Title: ...Revenue Sharing for road maintenance.

Requested by: Representative Guy Date: April 10, 1975

Return Date Requested: _____

Agency: Community & Regional Affairs Program: Development

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Municipal Services Revenue Sharing

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 75	FY 76	FY 77	FY 78	FY 79	FY 80
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		160.2				
TOTAL						

B. FUNDING: (Thousands of dollars)

GENERAL FUND		160.2				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	/	0 / 0	/	/	/	/
MAN MONTHS (P./T.)	/	/	/	/	/	/

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

ATTACHED

IV. ATTACHMENTS

V. DATE: April 11, 1975

PREPARED BY: 

John B. Chenoweth, Director
Local Government Assistance Division

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

Analysis

Applications under the road maintenance provisions of the Municipal Services Revenue Sharing Program for ice roads maintained by municipalities were received during FY'72 and FY'73 from Akolmiut and St. Mary's. The City of Bethel is currently maintaining an ice road to Napakiak. Assuming these same services are maintained in FY'76 the cost of extending the program under HB 302 is calculated as follows:

Bethel-Napakiak	12.00 miles	
Akolmiut-Kasigluk-Nunapitchuk	<u>6.25</u>	
	18.25 @ \$1,500 =	\$27,375
Cost of Services Differential	39.2%	<u>10,731</u>
		\$38,106
St. Mary's-Pitkas Point- Pilot Station	9.21 @ \$1,500 =	\$13,815
Cost of Services Differential	28.3%	<u>3,910</u>
		\$17,725
	TOTAL	<u>\$55,831</u>

It is conceivable that the Bethel ice road system could be expanded North, to include the villages of Kwethluk, Tuluksak, Akiak and Akiachak. This would add a maximum of 50 miles to the system at an estimated cost of \$104,400.

	50 miles @ \$1,500 =	\$ 75,000
Cost of Services Differential	39.2%	<u>29,400</u>
		\$104,400
	TOTAL	<u>\$160,231</u>

Introduced: 3/18/75
Referred: State Affairs
and Finance

1 IN THE HOUSE

BY GUY

2 HOUSE BILL NO. 302 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to revenue sharing for road
7 maintenance."

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

9 * Section 1. AS 43.18.010(b) is amended to read:

10 (b) During each fiscal year the state shall pay to a city or orga-
11 nized borough of any class which has power to provide for road mainte-
12 nance and exercises the power a sum equal to \$1,500 a mile for each mile
13 of road, street or highway maintained by the local government, excluding
14 the official state highway system, roads, streets or highways not dedi-
15 cated to public use, any roads, streets or highways maintained under the
16 local service road program (AS 19.30.111 - 19.30.251), and alleyways, in
17 accordance with regulations adopted by the Department of Highways. No
18 payments may be made for maintenance of roads not used by automotive
19 equipment. Frozen waterways and connections from inhabited areas to the
20 waterways which may be safely used for public transportation by automo-
21 tive equipment and are so used during a portion of a year are eligible
22 for payments [under this section] if the waterways and connections are
23 maintained during the period of use by a municipality or combination of
24 municipalities. The Department of Community and Regional Affairs, after
25 consultation with the Department of Highways, shall determine which
26 waterways and connections qualify and, where the waterways or connections
27 lie outside the corporate limits of a municipality, which municipality
28 is eligible for the shared revenue unless the municipalities involved
29 have agreed in writing to a particular distribution.

Draw up amendment

1 * Sec. 2. AS 29.48.037(a) is amended to read:

2 (a) A municipality may provide parks, roads (including ice roads),
3 trails, playgrounds, cemeteries and airports outside its boundaries,
4 subject to AS 29.33.010, and may regulate their use and operation. A
5 regulation adopted under this section must state that it applies outside
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Introduced: 3/18/75
Referred: State Affairs and
Finance

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Introduced: 3/18/75
Referred: State Affairs and
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