

LEG. FINANCE - BILLS 1975 - 1976 447

CSHB 635 cont. thru HB 641 447

Original sponsor: H. Beirne

Offered: 4/12/76
Referred: Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 635

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to licensing of speech pathologists
7 and audiologists; and providing for an effective date."

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

9 * Section 1. AS 08 is amended by adding a new chapter to read:

10 CHAPTER 74. SPEECH PATHOLOGISTS AND AUDIOLOGISTS.

11 ARTICLE 1. BOARD OF SPEECH PATHOLOGY

12 AND AUDIOLOGY.

13 Sec. 08.74.010. ESTABLISHMENT; MEMBERSHIP; APPOINTMENT OF BOARD.

14 There is established the Board of Speech Pathology and Audiology, con-
15 sisting of five members from as many separate judicial districts as
16 possible. Members shall have been residents of the state for at least
17 two years immediately preceding their appointment. The board consists
18 of two speech pathologists, one audiologist, one physician, and one
19 public member. The speech pathologists and audiologist on the first
20 board shall meet the requirements of sec. 110 of this chapter. Members
21 are appointed by the governor, who may appoint members from a list of
22 persons submitted by the Alaska Speech and Hearing Association.

23 Sec. 08.74.020. TERM OF OFFICE; COMPENSATION. (a) Board members
24 serve staggered three-year terms. Two members of the first board serve
25 three-year terms, two members serve two-year terms, and one member
26 serves a one-year term. A member may not serve more than two full terms
27 consecutively.

28 (b) Board members serve voluntarily except that members are en-
29 titled to travel expenses and per diem as allowed by law for other

1 boards.

2 Sec. 08.74.030. CHAIRPERSON, MEETINGS, QUORUM. (a) The board
3 annually elects a chairperson from its members.

4 (b) The board shall hold a regular meeting annually and other
5 meetings as may be necessary. Special meetings may be called by the
6 chairperson or by concurrence of two board members. A majority of the
7 members of the board constitutes a quorum.

8 Sec. 08.74.040. DUTIES AND POWERS. The board shall

9 (1) adopt standard, for licensure of speech pathologists and
10 audiologists;

11 (2) adopt regulations necessary to effectuate the purposes of
12 this chapter;

13 (3) evaluate the qualifications of applicants;

14 (4) investigate persons engaging in practices violating the
15 provisions of this chapter;

16 (5) conduct hearings and keep records and minutes necessary
17 for carrying out the purposes of this chapter;

18 (6) adopt standards for continuing professional education for
19 persons licensed under this chapter;

20 (7) establish, in consultation with the department, fees for
21 licenses issued by the board.

22 ARTICLE 2. LICENSING OF SPEECH PATHOLOGISTS
23 AND AUDIOLOGISTS.

24 Sec. 08.74.100. LICENSURE AS AUDIOLOGIST. To be eligible for a
25 license as an audiologist, an applicant shall

26 (1) have a master's degree in audiology;

27 (2) submit evidence to the board of having completed the
28 requirements of the American Speech and Hearing Association for the cer-
29 tificate of clinical competence in audiology.

1 Sec. 08.74.110. LICENSURE AS SPEECH PATHOLOGIST. To be eligible
2 for a license as a speech pathologist, an applicant shall

3 (1) have a master's degree in speech pathology;

4 (2) submit evidence to the board of having completed the
5 requirements of the American Speech and Hearing Association for the
6 certificate of clinical competence in speech pathology.

7 Sec. 08.74.120. WAIVER OF REQUIREMENTS. The board shall waive the
8 requirements of sec. 100 or 110 of this chapter for an applicant who, on
9 the effective date of this Act or in the two years before the effective
10 date of this Act for a period of at least six consecutive months, has
11 been actively engaged in the practice of speech pathology or audiology
12 and has a bachelor's degree in speech pathology or audiology, pays the
13 applicable fees, and applies for a license under this section or within
14 a year after the effective date of this Act.

15 Sec. 08.74.130. ENDORSEMENT. The board may license a person as an
16 audiologist or speech pathologist if the person

17 (1) holds the American Speech and Hearing Association Certi-
18 ficate of Clinical Competence in speech pathology or audiology; and

19 (2) is currently licensed as a speech pathologist or audiolo-
20 gist in another state or in Canada and that state or province in Canada
21 maintains professional licensing standards equivalent to those in this
22 chapter.

23 Sec. 08.74.140. DENIAL, SUSPENSION OR REVOCATION OF LICENSE. The
24 board may deny, suspend, or revoke a license of, or reprimand or censure
25 a person or applicant who has

26 (1) obtained or attempted to obtain a license under this
27 chapter by fraud or deceit; or

28 (2) wilfully violated a provision of this chapter or a
29 regulation adopted under this chapter.

1 Sec. 08.74.150. RENEWAL OF LICENSE. (a) Licenses expire bien-
2 nially on a date set by the department and may be renewed by making an
3 application to the department and meeting the requirements established
4 by the board under sec. 40 of this chapter.

5 (b) A person who fails to renew his license within five years
6 after the date of its expiration must meet the requirements for obtain-
7 ing an initial license under this chapter.

8 Sec. 08.74.160. SPEECH PATHOLOGY AND AUDIOLOGY AIDES. A person
9 pursuing a degree in speech pathology or audiology at an accredited
10 college or university may work as a speech pathologist or audiologist
11 aide if the person meets the standards set by the board for speech
12 pathologist or audiologist aides and is supervised by a speech patholo-
13 gist or audiologist licensed under this chapter.

14 ARTICLE 3. GENERAL PROVISIONS.

15 Sec. 08.74.200. APPLICABILITY OF ADMINISTRATIVE PROCEDURE ACT.
16 The board shall adopt regulations and conduct hearings in accordance
with the Administrative Procedure Act (AS 44.62).

18 Sec. 08.74.210. VIOLATIONS. (a) It is unlawful for a person to

19 (1) fraudulently obtain or furnish a license, renewal or
20 record required by this chapter;

21 (2) use the title "speech pathologist" or "audiologist", or a
22 title or designation indicating or tending to indicate that he is
23 speech pathologist or audiologist unless licensed by this chapter;

24 (3) wilfully violate a provision of this chapter or a regula-
25 tion adopted under this chapter.

26 (b) A person who violates this section is guilty of a misdemeanor
27 and upon conviction is punishable by a fine of \$500, or by imprisonment
28 for one year, or by both.

29 Sec. 08.74.220. DEFINITIONS. In this chapter

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(1) "actively engaged in the practice of speech pathology or audiology" means the accumulation of 360 hours of practice in the applicable field within a six-month period;

(2) "audiology" means the application of principles, methods, and procedures for measurement, testing, evaluation, prediction, consultation, counseling, instruction, habilitation, or rehabilitation related to hearing and disorders of hearing;

(3) "speech pathology" means the application of principles, methods and procedures for the measurement, testing, evaluation, diagnosis, counseling, instruction, habilitation, or rehabilitation related to the development and disorders of speech, voice, or language.

(4) "board" means the Board of Speech Pathology and Audiology;

Sec. 2. AS 08.01.010 is amended by adding a new paragraph to read:

(21) Board of Speech Pathology and Audiology.

Sec. 3. This Act takes effect July 1, 1976.

#

Original sponsor: H. Beirne

Offered: 4/12/76
Referred: Finance

1 IN THE HOUSE

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2 CS FOR HOUSE BILL NO. 635

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5 A BILL

6 For an Act entitled: "An Act relating to licensing of speech pathologists
7 and audiologists; and providing for an effective date."

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

9 * Section 1. AS 08 is amended by adding a new chapter to read:

10 CHAPTER 74. SPEECH PATHOLOGISTS AND AUDIOLOGISTS.

11 ARTICLE 1. BOARD OF SPEECH PATHOLOGY

12 AND AUDIOLOGY.

13 Sec. 08.74.010. ESTABLISHMENT; MEMBERSHIP; APPOINTMENT OF BOARD.

14 There is established the Board of Speech Pathology and Audiology, con-
15 sisting of five members from as many separate judicial districts as
16 possible. Members shall have been residents of the state for at least
17 two years immediately preceding their appointment. The board consists
18 of two speech pathologists, one audiologist, one physician, and one
19 public member. The speech pathologists and audiologist on the first
20 board shall meet the requirements of sec. 110 of this chapter. Members
21 are appointed by the governor, who may appoint members from a list of
22 persons submitted by the Alaska Speech and Hearing Association.

23 Sec. 08.74.020. TERM OF OFFICE; COMPENSATION. (a) Board members
24 serve staggered three-year terms. Two members of the first board serve
25 three-year terms, two members serve two-year terms, and one member
26 serves a one-year term. A member may not serve more than two full terms
27 consecutively.

28 (b) Board members serve voluntarily except that members are en-
29 titled to travel expenses and per diem as allowed by law for other

1 boards.

2 Sec. 08.74.030. CHAIRPERSON, MEETINGS, QUORUM. (a) The board
3 annually elects a chairperson from its members.

4 (b) The board shall hold a regular meeting annually and other
5 meetings as may be necessary. Special meetings may be called by the
6 chairperson or by concurrence of two board members. A majority of the
7 members of the board constitutes a quorum.

8 Sec. 08.74.040. DUTIES AND POWERS. The board shall

9 (1) adopt standards for licensure of speech pathologists and
10 audiologists;

11 (2) adopt regulations necessary to effectuate the purposes of
12 this chapter;

13 (3) evaluate the qualifications of applicants;

14 (4) investigate persons engaging in practices violating the
15 provisions of this chapter;

16 (5) conduct hearings and keep records and minutes necessary
17 for carrying out the purposes of this chapter;

18 (6) adopt standards for continuing professional education for
19 persons licensed under this chapter;

20 (7) establish, in consultation with the department, fees for
21 licenses issued by the board.

22 ARTICLE 2. LICENSING OF SPEECH PATHOLOGISTS
23 AND AUDIOLOGISTS.

24 Sec. 08.74.100. LICENSURE AS AUDIOLOGIST. To be eligible for a
25 license as an audiologist, an applicant shall

26 (1) have a master's degree in audiology;

27 (2) submit evidence to the board of having completed the
28 requirements of the American Speech and Hearing Association for the cer-
29 tificate of clinical competence in audiology.

1 Sec. 08.74.110. LICENSURE AS SPEECH PATHOLOGIST. To be eligible
2 for a license as a speech pathologist, an applicant shall

3 (1) have a master's degree in speech pathology;

4 (2) submit evidence to the board of having completed the
5 requirements of the American Speech and Hearing Association for the
6 certificate of clinical competence in speech pathology.

7 Sec. 08.74.120. WAIVER OF REQUIREMENTS. The board shall waive the
8 requirements of sec. 100 or 110 of this chapter for an applicant who, on
9 the effective date of this Act or in the two years before the effective
10 date of this Act for a period of at least six consecutive months, has
11 been actively engaged in the practice of speech pathology or audiology
12 and has a bachelor's degree in speech pathology or audiology, pays the
13 applicable fees, and applies for a license under this section or within
14 a year after the effective date of this Act.

15 Sec. 08.74.130. ENDORSEMENT. The board may license a person as an
16 audiologist or speech pathologist if the person

17 (1) holds the American Speech and Hearing Association Certi-
18 ficate of Clinical Competence in speech pathology or audiology; and

19 (2) is currently licensed as a speech pathologist or audiolo-
20 gist in another state or in Canada and that state or province in Canada
21 maintains professional licensing standards equivalent to those in this
22 chapter.

23 Sec. 08.74.140. DENIAL, SUSPENSION OR REVOCATION OF LICENSE. The
24 board may deny, suspend, or revoke a license of, or reprimand or censure
25 a person or applicant who has

26 (1) obtained or attempted to obtain a license under this
27 chapter by fraud or deceit; or

28 (2) wilfully violated a provision of this chapter or a
29 regulation adopted under this chapter.

1 Sec. 08.74.150. RENEWAL OF LICENSE. (a) Licenses expire bien-
2 nially on a date set by the department and may be renewed by making an
3 application to the department and meeting the requirements established
4 by the board under sec. 40 of this chapter.

5 (b) A person who fails to renew his license within five years
6 after the date of its expiration must meet the requirements for obtain-
7 ing an initial license under this chapter.

8 Sec. 08.74.160. SPEECH PATHOLOGY AND AUDIOLOGY AIDES. A person
9 pursuing a degree in speech pathology or audiology at an accredited
10 college or university may work as a speech pathologist or audiologist
11 aide if the person meets the standards set by the board for speech
12 pathologist or audiologist aides and is supervised by a speech patholo-
13 gist or audiologist licensed under this chapter.

14 ARTICLE 3. GENERAL PROVISIONS.

15 Sec. 08.74.200. APPLICABILITY OF ADMINISTRATIVE PROCEDURE ACT.
16 The board shall adopt regulations and conduct hearings in accordance
17 with the Administrative Procedure Act (AS 44.62).

18 Sec. 08.74.210. VIOLATIONS. (a) It is unlawful for a person to

19 (1) fraudulently obtain or furnish a license, renewal or
20 record required by this chapter;

21 (2) use the title "speech pathologist" or "audiologist", or a
22 title or designation indicating or tending to indicate that he is a
23 speech pathologist or audiologist unless licensed by this chapter;

24 (3) wilfully violate a provision of this chapter or a regula-
25 tion adopted under this chapter.

26 (b) A person who violates this section is guilty of a misdemeanor
27 and upon conviction is punishable by a fine of \$500, or by imprisonment
28 for one year, or by both.

29 Sec. 08.74.220. DEFINITIONS. In this chapter

1 (1) "actively engaged in the practice of speech pathology or
2 audiology" means the accumulation of 360 hours of practice in the appli-
3 cable field within a six-month period;

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5 and procedures for measurement, testing, evaluation, prediction, con-
6 sultation, counseling, instruction, habilitation, or rehabilitation
7 related to hearing and disorders of hearing;

8 (3) "speech pathology" means the application of principles,
9 methods and procedures for the measurement, testing, evaluation, diag-
10 nosis, counseling, instruction, habilitation, or rehabilitation related
11 to the development and disorders of speech, voice, or language.

12 (4) "board" means the Board of Speech Pathology and Audi-
13 ology;

14 * Sec. 2. AS 08.01.010 is amended by adding a new paragraph to read:

15 (21) Board of Speech Pathology and Audiology.

16 * Sec. 3. This Act takes effect July 1, 1976.
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10 date of this Act for a period of at least six consecutive months, has
11 been actively engaged in the practice of speech pathology or audiology
12 and has a bachelor's degree in speech pathology or audiology, pays the
13 applicable fees, and applies for a license under this section or within
14 a year after the effective date of this Act.

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16 audiologist or speech pathologist if the person

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20 gist in another state or in Canada and that state or province in Canada
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11 aide if the person meets the standards set by the board for speech
12 pathologist or audiologist aides and is supervised by a speech patholo-
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15 Sec. 08.74.200. APPLICABILITY OF ADMINISTRATIVE PROCEDURE ACT.
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18 Sec. 08.74.210. VIOLATIONS. (a) It is unlawful for a person to

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20 record required by this chapter;

21 (2) use the title "speech pathologist" or "audiologist", or a
22 title or designation indicating or tending to indicate that he is a
23 speech pathologist or audiologist unless licensed by this chapter;

24 (3) wilfully violate a provision of this chapter or a regula-
25 tion adopted under this chapter.

26 (b) A person who violates this section is guilty of a misdemeanor
27 and upon conviction is punishable by a fine of \$500, or by imprisonment
28 for one year, or by both.

29 Sec. 08.74.220. DEFINITIONS. In this chapter

1 (1) "actively engaged in the practice of speech pathology or
2 audiology" means the accumulation of 360 hours of practice in the appli-
3 cable field within a six-month period;

4 (2) "audiology" means the application of principles, methods,
5 and procedures for measurement, testing, evaluation, prediction, con-
6 sultation, counseling, instruction, habilitation, or rehabilitation
7 related to hearing and disorders of hearing;

8 (3) "speech pathology" means the application of principles,
9 methods and procedures for the measurement, testing, evaluation, diag-
10 nosis, counseling, instruction, habilitation, or rehabilitation related
11 to the development and disorders of speech, voice, or language.

12 (4) "board" means the Board of Speech Pathology and Audi-
13 ology;

14 * Sec. 2. AS 09.01.010 is amended by adding a new paragraph to read:

15 (21) Board of Speech Pathology and Audiology.

16 * Sec. 3. This Act takes effect July 1, 1976.
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Introduced: 1/21/76
Referred: Health, Education &
Social Services and Finance

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BY H. BEIRNE

2 HOUSE BILL NO. 635

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

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7 and audiologists."

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

9 * Section 1. AS 08 is amended by adding a new chapter to read:

10 CHAPTER 74. SPEECH PATHOLOGISTS AND AUDIOLOGISTS.

11 ARTICLE 1. BOARD OF EXAMINERS

12 OF SPEECH PATHOLOGY AND AUDIOLOGY.

13 Sec. 08.74.010. CREATION AND MEMBERSHIP OF BOARD. There is
14 created the Board of Examiners of Speech Pathology and Audiology. The
15 board shall have three members, residing in as many separate Alaska
16 judicial districts as possible. Members shall have been residents of
17 the state for at least two years immediately preceding their appoint-
18 ment. Two board members shall be speech pathologists, and one member
19 shall be an audiologist. Board members shall be licensed for the
20 practice of speech pathology or audiology in this state, except for
21 the three members first appointed who shall fulfill the requirements
22 of sec. 110 of this chapter.

23 Sec. 08.74.020. APPOINTMENTS. (a) Members shall be appointed
24 by the governor from names submitted to the governor by the Alaska
25 Speech and Hearing Association. The governor shall appoint one board
26 member for a term of one year, one for a term of two years, and one for
27 a term of three years. Appointments made thereafter shall be for three-
28 year terms. No person is eligible to serve more than two full consecu-
29 tive terms. Terms begin on the first day of the calendar year and end

1 on the last day of the calendar year, except the first appointed members
2 who shall serve through the last calendar day of the year in which they
3 are appointed before commencing the terms prescribed by this section.

4 (b) Within 30 days after the date of enactment of this chapter,
5 the association shall submit the names of six speech pathologists for
6 two board positions, and three audiologists for one board position
7 created by (a) of this section. After the initial appointment, the
8 association shall recommend, at least 60 days before the end of each
9 calendar year, three speech pathologists or audiologists for each
10 vacancy occurring at the end of the calendar year. A vacancy shall be
11 filled by appointment for the unexpired term.

12 Sec. 08.74.030. MEETINGS OF THE BOARD. (a) A majority of the
13 board constitutes a quorum.

14 (b) The board shall meet during the first month of each calendar
15 year. At least one additional meeting shall be held before the end of
16 each calendar year. Further meetings may be convened at the written
17 request of a board member. All meetings of the board shall be open to
18 the public.

19 (c) Members of the board are entitled to per diem and expenses
20 authorized by law.

21 Sec. 08.74.040. FUNCTIONS OF THE BOARD. The board is authorized
22 to

23 (1) adopt regulations necessary to make this chapter effec-
24 tive;

25 (2) administer the provisions of this chapter, evaluate the
26 qualifications of applicants, and investigate persons engaging in
27 practices which violate the provisions of this chapter;

28 (3) conduct hearings, administer oaths to persons giving
29 testimony at hearings, and keep records and minutes necessary to an

1 orderly dispatch of business; and

2 (4) establish fees for licenses issued by the board.

3 Sec. 08.74.060. ANNUAL REPORTS. The board shall make an annual
4 report to the governor no later than November 15 of each year. The
5 report shall contain an account of all money received, licenses issued,
6 suspended or revoked, and all expenditures made by the board in the 12
7 months before that date.

8 ARTICLE 2. LICENSING OF SPEECH

9 PATHOLOGISTS AND AUDIOLOGISTS.

10 Sec. 08.74.100. LICENSE REQUIRED. (a) No person may practice
11 speech pathology or audiology or represent himself as a speech patholo-
12 gist or audiologist in this state without first obtaining a license in
13 accordance with the provisions of this chapter.

14 (b) Licenses shall be granted in either speech pathology or audi-
15 ology independently. A person may be licensed in both areas if he meets
16 the respective qualifications.

17 Sec. 08.74.110. ELIGIBILITY. To be eligible for a license as a
18 speech pathologist or audiologist, the applicant shall

19 (1) possess at least a master's degree in the area of speech
20 pathology or audiology;

21 (2) submit evidence to the board of meeting the requirements
22 of the American Speech and Hearing Association for the certificate of
23 clinical competence in speech pathology or audiology.

24 Sec. 08.74.120. WAIVER OF REQUIREMENTS. The board shall waive
25 the requirements of sec. 110 of this chapter for an applicant who

26 (1) on the effective date of this chapter, or in the two
27 years before the effective date of this chapter for a period of at
28 least six consecutive months, has been actively engaged in the practice
29 of speech pathology or audiology and has a bachelor's degree in speech

1 pathology or audiology;

2 (2) is currently licensed in another state or United States
3 territory, including the District of Columbia, or a province of Canada,
4 which maintains professional standards equivalent to those set out in
5 this chapter;

6 (3) holds the American Speech and Hearing Association Cer-
7 tificate of Clinical Competence in speech pathology or audiology.

8 Sec. 08.74.130. SUSPENSION AND REVOCATION OF LICENSE. (a) The
9 board shall issue a license to a person who meets the requirements of
10 this chapter. The board may refuse to issue or renew a license or may
11 suspend or revoke a license if the licensee or applicant has been guilty
12 of unprofessional conduct which has endangered or is likely to endanger
13 the health, welfare, or safety of the public. Unprofessional conduct
14 may result from

15 (1) procurement of a license by means of fraud, misrepresenta-
16 tion, or concealment of material facts;

17 (2) unprofessional conduct as defined by the regulations
18 established by the board;

19 (3) conviction of a felony involving moral turpitude; or

20 (4) violation of a provision of this chapter or a regulation
21 issued under this chapter.

22 (b) The board may deny an application for, or suspend, revoke, or
23 impose probationary conditions upon a license after a hearing has been
24 conducted.

25 (c) One year from the date of revocation of a license under this
26 section, application may be made to the board for reinstatement. The
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29 and selling hearing aids;

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4 speech or hearing specialist, issued by the Department of Education, or
5 a person employed as a speech pathologist or audiologist by the govern-
6 ment of the United States while engaging in the discharge of his offi-
7 cial duties or offering lectures to the public for a fee;

8 (5) a person not a resident of this state and not licensed
9 under this chapter who meets the qualifications and requirements
10 described in sec. 110 of this chapter if he provides speech pathology
11 or audiology services for not more than 60 days in any calendar year
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21 by a fine of not less than \$50 nor more than \$100, or by imprisonment
22 for not less than 10 days nor more than 90 days, or by both. Each day
23 of unlicensed practice is a separate offense.

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26 practice within a six-month period;

27 (2) "audiologist" means an individual who practices audiology
28 or who presents himself to the public by a title or description of ser-
29 vices incorporating the words audiologist, audiology, audiological,

1 hearing clinician, hearing clinic, hearing therapist, or a similar title
2 or description of service;

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4 and procedures for measurement, testing, evaluation, prediction, con-
5 sultation, counseling, instruction, habilitation, or rehabilitation
6 related to hearing and disorders of hearing for the purpose of evalua-
7 ting, identifying, preventing, treating, ameliorating, or modifying these
8 disorders and conditions in individuals or groups of individuals;

9 (4) "board" means the Alaska Board of Examiners of Speech
10 Pathology and Audiology;

11 (5) "speech pathologist" means an individual who practices
12 speech pathology or who presents himself to the public by a title or
13 description of services incorporating the words speech pathologist,
14 speech therapist, speech correctionist, speech clinician, language
15 pathologist, language therapist, logopedist, communicologist, voice
16 therapist, voice pathologist, or a similar title or description of
17 service;

18 (6) "speech pathology" means the application of principles,
19 methods and procedures for the measurement, testing, evaluation, diag-
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21 to the development and disorders of speech, voice, or language for the
22 purpose of evaluating, preventing, ameliorating, or modifying these
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Introduced: 1/21/76
Referred: Health, Education &
Social Services and Finance

1 IN THE HOUSE

BY H. BEIRNE

2 HOUSE BILL NO. 635

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to licensing of speech pathologists
7 and audiologists."

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

9 * Section 1. AS 08 is amended by adding a new chapter to read:

10 CHAPTER 74. SPEECH PATHOLOGISTS AND AUDIOLOGISTS.

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12 OF SPEECH PATHOLOGY AND AUDIOLOGY.

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16 judicial districts as possible. Members shall have been residents of
17 the state for at least two years immediately preceding their appoint-
18 ment. Two board members shall be speech pathologists, and one member
19 shall be an audiologist. Board members shall be licensed for the
20 practice of speech pathology or audiology in this state, except for
21 the three members first appointed who shall fulfill the requirements
22 of sec. 110 of this chapter.

23 Sec. 08.74.020. APPOINTMENTS. (a) Members shall be appointed
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25 Speech and Hearing Association. The governor shall appoint one board
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29 tive terms. Terms begin on the first day of the calendar year and end

1 on the last day of the calendar year, except the first appointed members
2 who shall serve through the last calendar day of the year in which they
3 are appointed before commencing the terms prescribed by this section.

4 (b) Within 30 days after the date of enactment of this chapter,
5 the association shall submit the names of six speech pathologists for
6 two board positions, and three audiologists for one board position
7 created by (a) of this section. After the initial appointment, the
8 association shall recommend, at least 60 days before the end of each
9 calendar year, three speech pathologists or audiologists for each
10 vacancy occurring at the end of the calendar year. A vacancy shall be
11 filled by appointment for the unexpired term.

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14 (b) The board shall meet during the first month of each calendar
15 year. At least one additional meeting shall be held before the end of
16 each calendar year. Further meetings may be convened at the written
17 request of a board member. All meetings of the board shall be open to
18 the public.

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20 authorized by law.

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26 qualifications of applicants, and investigate persons engaging in
27 practices which violate the provisions of this chapter;

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29 testimony at hearings, and keep records and minutes necessary to an

1 orderly dispatch of business; and

2 (4) establish fees for licenses issued by the board.

3 Sec. 08.74.060. ANNUAL REPORTS. The board shall make an annual
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5 report shall contain an account of all money received, licenses issued,
6 suspended or revoked, and all expenditures made by the board in the 12
7 months before that date.

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11 speech pathology or audiology or represent himself as a speech patholo-
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13 accordance with the provisions of this chapter.

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22 of the American Speech and Hearing Association for the certificate of
23 clinical competence in speech pathology or audiology.

24 Sec. 08.74.120. WAIVER OF REQUIREMENTS. The board shall waive
25 the requirements of sec. 110 of this chapter for an applicant who

26 (1) on the effective date of this chapter, or in the two
27 years before the effective date of this chapter for a period of at
28 least six consecutive months, has been actively engaged in the practice
29 of speech pathology or audiology and has a bachelor's degree in speech

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3 territory, including the District of Columbia, or a province of Canada,
4 which maintains professional standards equivalent to those set out in
5 this chapter;

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11 suspend or revoke a license if the licensee or applicant has been guilty
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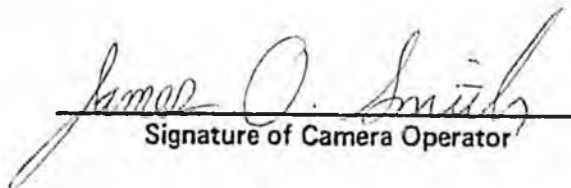
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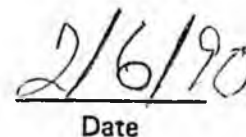


RECORDS CERTIFICATION



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


Signature of Camera Operator


Date

COMMITTEE REPORT

5/11/76

SENATE

Mr. President:

Date 5/14/76

The Committee on Finance has had CSHR 640 relating to the transportation of employees 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 ^SCS FOR CSHR 640 AND THAT S CS FOR CSHR 640 DO PASS
- "and" recommends it BE REFERRED TO THE _____ COMMITTEE
- reports it back WITHOUT RECOMMENDATION
- "other"

Members signing the Majority report:

<u>[Signature]</u>	<u>DO PASS</u>	_____
<u>[Signature]</u>	<u>DO PASS</u>	_____
<u>[Signature]</u>	<u>DO PASS</u>	_____
<u>[Signature]</u>	<u>" "</u>	_____

Members NOT concurring in the Majority report:

[Signature] recommends: [Signature]

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

The Legislature of the State of Alaska
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. House Bill 640

Title: An Act Relating to Transportation of Employees

Requested by: Senate Finance Date: 5/13

Return Date Requested: 5/13

Agency: Labor Program: Wage and Hour

II. FISCAL DETAIL

Budget Request Unit(s) Affected: None

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

B. FUNDING: (Thousands of dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0

C. POSITIONS:

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

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

This is a housekeeping measure to clarify legislation of AS 23.10.375.

IV. ATTACHMENTS

V. DATE: 5/13/76

PREPARED BY: Walton/Molt

cc: Controller DOL
Fren Ulmer
Russ Malt - W/H

The Legislature of the State of Alaska
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. House Bill 640

Title: An Act Relating to Transportation of Employers

Requested by: Senate Finance Date: 5/13

Return Date Requested: 5/13

Agency: Labor Program: Wage and Hour

II. FISCAL DETAIL

Budget Request Unit(s) Affected: None

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

B. FUNDING: (Thousands of dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0

C. POSITIONS:

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

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

This is a housekeeping measure to clarify legislation of AS 23.10.375.

IV. ATTACHMENTS

V. DATE: 5/13/76

PREPARED BY: Walton/Molt

cc: Controller DOL
Franklin
Russ Malt. W/H

The Legislature of the State of Alaska
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. House Bill 640

Title: An Act Relating to Transportation of Employees

Requested by: Senate Finance Date: 5/13

Return Date Requested: 5/13

Agency: Labor Program: Wage and Hour

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Budget Request Unit(s) Affected: None

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TOTAL	0	0	0	0	0	0

B. FUNDING: (Thousands of dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0

C. POSITIONS:

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

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

This is a housekeeping measure to clarify legislation of AS 23.10.375.

IV. ATTACHMENTS

V. DATE: 5/13/76

PREPARED BY: Walton/Molt

cc: Controller DOL
Franklin
Russ Molt - W/H

Original sponsor: Rules Committee by
request of the Legislative Subcommittee
on Fisheries

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 640

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the transportation of employees."

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

8 * Section 1. AS 23.10.380 is repealed and re-enacted to read:

9 Sec. 23.10.380. RIGHT TO RETURN TRANSPORTATION. (a) An employer
10 who furnishes, finances, agrees to furnish or finance, or in any way
11 provides transportation for a person from the place of hire to a point
12 inside or outside the state to employ him shall provide the person with
13 return transportation to the place of hire from which transportation was
14 furnished or financed, or to a destination agreed upon by the parties,
15 with transportation to be furnished or financed on the first available
16 mode of reasonable transportation. However, if the termination is for
17 cause, including but not limited to incompetence, neglect of duty,
18 insubordination, or misconduct, or is by the employee before the termina-
19 tion of the contract for hire due to a union strike or work stoppage,
20 the employer is not responsible for providing return transportation
21 under this subsection.

22 (b) Nothing in this section prohibits a contract of employment
23 from allowing an employer to withhold wages from the employee to cover
24 the costs of the return transportation or prohibits the payment of a
25 wage bonus for completion of the full employment term.
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Original sponsor: Rules Committee by
request of the Legislative Subcommittee
on Fisheries

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2

SENATE CS FOR CS FOR HOUSE BILL NO. 640

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

NINTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act relating to the transportation of employees."

7

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

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Original sponsor: Rules Committee by
request of the Legislative Subcommittee
on Fisheries

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 640

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

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Original sponsor: Rules Committee by
request of the Legislative Subcommittee
on Fisheries

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2

SENATE CS FOR CS FOR HOUSE BILL NO. 640

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

NINTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to the transportation of employees."

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Original sponsor: Rules Committee by
request of Legislative
Subcommittee on Fisheries

Offered: 2/27/75
Referred: Rules

1 IN THE HOUSE

BY THE LABOR AND
MANAGEMENT COMMITTEE

2 CS FOR HOUSE BILL NO. 640

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

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Original sponsor: Rules Committee by
request of Legislative
Subcommittee on Fisheries

Offered: 2/27/76
Referred: Rules

1 IN THE HOUSE

BY THE LABOR AND
MANAGEMENT COMMITTEE

2 CS FOR HOUSE BILL NO. 640

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4 NINTH LEGISLATURE - SECOND SESSION

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Original sponsor: Rules Committee by
request of Legislative
Subcommittee on Fisheries

Offered: 2/27/76
Referred: Rules

1 IN THE HOUSE

BY THE LABOR AND
MANAGEMENT COMMITTEE

2 CS FOR HOUSE BILL NO. 640

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Introduced: 1/23/76
Referred: Labor & Management

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL
SUBCOMMITTEE ON FISHERIES

1 IN THE HOUSE

2 HOUSE BILL NO. 640

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

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14 agreed upon by the parties, with transportation to be furnished or
15 financed on the first available mode of reasonable transportation,

16 (1) on or after the termination of the employment for any
17 reason except that

18 (A) if the termination is by the employee for a cause
19 before the termination of the contract for hire and not beyond his
20 control, as determined by the department, or if the termination is
21 by the employer for good cause before the termination of the con-
22 tract for hire, the transportation shall be furnished at the con-
23 venience of the employer but in no case later than 10 days after the
24 employment is terminated; or

25 (B) if the termination is by the employee for a cause
26 considered good and sufficient and beyond the control of the
27 employee, as determined by the department, or the termination is
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29 to the place of hire by the employer on the first available mode

Introduced: 1/23/76
Referred: Labor & Management

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL
SUBCOMMITTEE ON FISHERIES

1 IN THE HOUSE

2 HOUSE BILL NO. 640

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

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29 to the place of hire by the employer on the first available mode

1 of reasonable transportation;

2 (2) upon the request of the person or the department made
3 within 45 days after the termination of employment.
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Introduced: 1/23/76
Referred: Labor & Management

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL
SUBCOMMITTEE ON FISHERIES

1 IN THE HOUSE

2 HOUSE BILL NO. 640

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

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Introduced: 1/23/76
Referred: Labor & Management

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL
SUBCOMMITTEE ON FISHERIES

1 IN THE HOUSE

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3 IN THE LEGISLATURE OF THE STATE OF ALASKA

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Introduced: 1/23/76
Referred: Labor & Management

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL
SUBCOMMITTEE ON FISHERIES

1 IN THE HOUSE

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RECORDS CERTIFICATION

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

James O. Smith
Signature of Camera Operator

2/6/90
Date

COMMITTEE REPORT

2/24/76

HOUSE

Mr. Speaker:

Date _____

The Committee on FINANCE has had HB 641

under consideration. A Majority of the members of the Committee

() recommends it DO PASS

() recommends it DO NOT PASS

() recommends it DO PASS WITH ATTACHED AMENDMENT(S)

() recommends it BE REPLACED WITH CS FOR _____ AND THAT

CS FOR _____ DO PASS

() "and" recommends it BE REFERRED TO THE _____

COMMITTEE

() reports it back WITHOUT RECOMMENDATION

() "other"

Members signing the Majority report:

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ Chairman

"An Act relating to the commercial fishing loan act; and providing for an effective date."

COMMITTEE REPORT

1/23/76

HOUSE

FINANCE

Mr. Speaker:

Date 2-23-76

The Committee on RESOURCES has had HB 641

under consideration. A Majority of the members of the Committee

() recommends it DO PASS

() recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

() recommends it BE REPLACED WITH CS FOR _____ AND THAT

CS FOR _____ DO PASS

() "and" recommends it BE REFERRED TO THE _____

COMMITTEE

() reports it back WITHOUT RECOMMENDATION

() "other"

Members signing the Majority report:

<u>Neil A. Anderson, Jr.</u>	<u>Richard</u>	_____
<u>Joe</u>		_____
<u>Jimmy Huestington</u>		_____
<u>Alvin Osterback</u>		_____

Members NOT concurring in the Majority report:

ITINE HERSHBERGER recommends: Do Not Pass

TRhode recommends: No Rec

_____ recommends:

_____ recommends:

_____ recommends:

Neil A. Anderson, Jr. Chairman
Chairman's report attached

AMENDMENT #1

OFFERED IN THE HOUSE:

BY: House Resources Committee

To: Amend HOUSE BILL No. 641

SENATE BILL No. _____

PAGE: 1

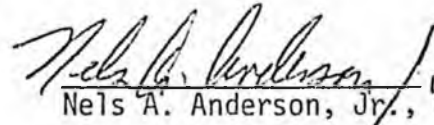
LINE: 14

after the word economically add a
comma (,)

House Resource Committee - Committee Report

HB 641 The intent of the House Resources Committee in passing HB 641 is to focus attention on areas impacted by adverse fishing conditions. The language contained in the bill is permissive as opposed to mandatory and does not change the requirements of the Division of Loans, Department of Commerce, for securing of or qualifying for a loan. HB 641

The purpose of the legislation is to draw the attention of the Division toward improving loan availability to persons from areas adversely impacted economically.


Nels A. Anderson, Jr., Chmn.
House Resource Committee

1648
Bennett

Introduced: 1/23/76
Referred: Resources and
Finance

BY THE RULES COMMITTEE BY REQUEST OF
THE LEGISLATIVE COUNCIL SUBCOMMITTEE
ON FISHERIES

1 IN THE HOUSE

2 HOUSE BILL NO. 641

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the commercial fishing loan act;
7 and providing for an effective date."

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

9 * Section 1. AS 16.10.300 is amended to read:

10 Sec. 16.10.300. DECLARATION OF POLICY. It is the policy of the
11 state, under secs. 300 - 370 of this chapter, to promote the develop-
12 ment of a predominantly resident fishery and continued maintenance of
13 commercial fishing gear and vessels throughout the state, and to assist
14 fishermen adversely affected economically by means of long-term low
15 interest loans.

16 * Sec. 2. AS 16.10.310(a) is amended by adding a new paragraph to read:

17 (6) make loans to individual resident commercial fishermen
18 who have been adversely affected economically by an expanded or de-
19 pressed fishery.

20 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-

21 070(c).

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29
COMMITTEE COPY

ALASKA STATE LEGISLATURE

1976 Legislature SECOND Session

HOUSE BILL NO. 641

By FINANCE COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL
SUBCOMMITTEE ON FISHERIES

May Act relating to the
commercial fishing loan act;

Commercial fishing loan act

Introduced in the House 1/23, 1976

HISTORY IN THE HOUSE

1976

Jan 23

Read first time and referred
to Committee on
Resources and Finance

Reported back with
recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by Speaker
Sent to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Read first time and referred
to Committee on

Reported back with
recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by President
Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Received from Senate

Reported correctly enrolled

Sent to Governor

..... By Governor

Filed with Lt. Governor

Chapter No.

Introduced: 1/23/76
Referred: Resources and
Finance

BY THE RULES COMMITTEE BY RE-
QUEST OF THE LEGISLATIVE COUNCIL
SUBCOMMITTEE ON FISHERIES

1 IN THE HOUSE

2 HOUSE BILL NO. 642

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the Alaska fishery impact fund;
7 and providing for an effective date."

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

9 * Section 1. AS 37 is amended by adding a new chapter to read:

10 CHAPTER 11. ALASKA FISHERY IMPACT FUND.

11 Sec. 37.11.010. ALASKA FISHERY IMPACT FUND. (a) There is estab-
12 lished as a separate fund within the Department of Community and Re-
13 gional Affairs the Alaska fishery impact fund. Funds designated in
14 this section and apportioned by statute for deposit in the Alaska
15 fishery impact fund are for grants to assist economically impacted
16 fishing communities. The Department of Community and Regional Affairs
17 shall consult with the Department of Fish and Game to determine which
18 communities are predominantly fishing communities and whether the
19 expansion or reduction of a fishery in that area has adversely affected
20 the community economically.

21 (b) Not less than two per cent of the receipts paid the state
22 from mineral lease bonuses and rentals for state land and royalties
23 derived from minerals produced on state land shall be deposited in the
24 Alaska fishery impact fund. *add. howel money*

25 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
26 070(c).

Introduced: 1/23/76
Referred: Resources and
Finance

BY THE RULES COMMITTEE BY REQUEST OF
THE LEGISLATIVE COUNCIL SUBCOMMITTEE
ON FISHERIES

1 IN THE HOUSE

2 HOUSE BILL NO. 641

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

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THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE
 Second Session - Ninth Legislature

I. REQUEST

Bill No. HB 641
 Title: An Act relating to the Commercial Fishing Loan Act
 Requested by: _____ Date: February 5, 1976
 Return Date Requested: _____
 Agency: Commerce & Ec. Development Program: Development

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Division of Business Loans
 A. EXPENDITURES: (Thousands of dollars)

		<u>NONE</u>					
OBJECT		FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100	PERSONAL SERVICES						
200	TRAVEL						
300	CONTRACTUAL						
400	COMMODITIES						
500	EQUIPMENT						
600	LAND & STRUCTURES						
700	GRANTS, CLAIMS, ETC.						
TOTAL							

B. FUNDING: (Thousands of dollars)

	<u>NONE</u>					
GENERAL FUND						
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

	<u>NONE</u>					
PERMANENT/TEMPORARY	/	/	/	/	/	/
MAN MONTHS (P./T.)	/	/	/	/	/	/

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

Loan applicants would be required to meet other requirements in AS 16.10.300 - 300. If the fishermen that are adversely affected economically can offer sufficient collateral and show they have the ability to repay the loan, we would make them a loan at this time without this provision in the Statute. I do not feel the volume would increase enough to require additional staff or operating cost.

IV. ATTACHMENTS

V. DATE: February 5, 1976 PREPARED BY: Pete Jones

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

MEMORANDUM

State of Alaska

TO: R. D. Stevenson
Special Assistant
Department of Revenue

DATE: February 3, 1976

FILE NO:

TELEPHONE NO:

FROM: Lawrence C. Eppenbach
Deputy Commissioner, Treasury
Department of Revenue

SUBJECT: Request for Fiscal Impact on
House Bill No. 641

There are several possibilities regarding House Bill 641's financial impact.

1. Should there be no expansion of the mandatory mortgage purchase ceiling of \$5 million. Because the Fishermen's loan fund today has loans and commitments for nearly \$5 million and because the Department of Revenue sees a cash crunch affecting the State through the middle of fiscal year 1978, it is unreasonable to expect the Department to purchase additional fishermen's loans. Under this circumstance HB 641 will have no affect until some time in fiscal year 1978 when the State's financial position improves to the extent that a surplus once again will exist in Treasury and the Department of Revenue purchases additional loans from the Department of Commerce and Economic Development.
2. Should there be some expansion of the \$5 million ceiling. The more likely situation is that some version of HB 571 will pass causing the ceiling to be raised. Should this occur then whatever new loans were purchased will have the same affect as an appropriation since new loans would diminish cash available. In addition, loans to assist fishermen adversely affected economically have a certain speculative character that may place them in an assistance grant category and not make them part of an otherwise reasonably secured loan program.
3. Should there be a complete removal of the loan ceiling. In this case some measure of uncertainty exists. It is entirely possible to expect a conservative interpretation of the statute to generate \$2 million of additional loan demand and for a liberal interpretation to contribute well in excess of \$100 million of additional loan demand.

There is in HB 641 the opportunity for financial actions which may act like major appropriations while at the same time there will be no record in the State's financial reports to display either their cost or the impact. At the very least this raises the question of full disclosure required by the State since our current and forecasted financial position is an important concern to buyers of State bonds.

LCE:ge

THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE
Second Session - Ninth Legislature

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500	EQUIPMENT						
600	LAND & STRUCTURES						
700	GRANTS, CLAIMS, ETC.						
	TOTAL						

B. FUNDING: (Thousands of dollars)

NONE

GENERAL FUND						
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

NONE

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

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