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1 ing, without limitation, the right to enforce payment, performance,
2 and all other rights of the authority or of the bondholders, under
3 a lease, contract of sale, mortgage, security agreement, or trust
4 agreement with respect to a project by mandamus or other proceeding
5 or by taking possession of by agent or otherwise and operating a
6 project and collecting rents or other consideration and applying
7 the same in accordance with the trust agreement;

8 (2) pledge, mortgage or assign money, leases, agreements,
9 property or other assets of the authority either presently in hand or to
10 be received in the future, or both; and

11 (3) provide for any other matters of like or different
12 character which in any way affect the security or protection of the
13 bonds.

14 (b) Notwithstanding any other provisions of this chapter, the
15 trust agreement shall contain a covenant by the authority that it will
16 at all times maintain rates, fees or charges sufficient to pay, and that
17 a contract entered into by the authority for the sale, transmission or
18 distribution of power shall contain rates, fees or charges sufficient to
19 pay the costs of operation and maintenance of the project, the principal
20 of and interest on bonds issued under the trust agreement as the same
21 severally become due and payable, and to maintain reserves required by
22 the terms of the trust agreement.

23 (c) For the purpose of securing any one or more issues of its
24 bonds, the authority may establish one or more special funds, called
25 "capital reserve funds", and shall pay into those capital reserve funds
26 the proceeds of the sale of its bonds and any other money which may be
27 made available to the authority for the purposes of those funds from
28 any other source. All money held in a capital reserve fund, except as
29 provided in this section, shall be used as required, solely for (1) the

1 payment of the principal of, and interest on, bonds or of the sinking
2 fund payments with respect to those bonds, (2) the purchase or redemp-
3 tion of bonds, or (3) the payment of redemption premium required to be
4 paid when those bonds are redeemed before maturity; however, money in a
5 fund may not be withdrawn from it at any time in an amount which would
6 reduce the amount of that fund to less than the capital reserve require-
7 ment set out in (2) of this subsection, except for the purpose of making,
8 with respect to those bonds, payment, when due, of principal, interest,
9 redemption premiums and the sinking fund payments for the payment of
10 which other money of the corporation is not available. Income or inter-
11 est earned by, or increment to, a capital reserve fund, due to the
12 investment of the fund or any other amounts in it, may be transferred by
13 the authority to other funds or accounts of the authority to the extent
14 that the transfer does not reduce the amount of the capital reserve fund
15 below the capital reserve fund requirement.

16 (d) If the authority decides to issue bonds secured by such a
17 capital reserve fund, the bonds may not be issued if the amount in the
18 capital reserve fund is less than such a per cent, not exceeding 10 per
19 cent of the principal amount of all of those bonds secured by that
20 capital reserve fund then to be issued and then outstanding in accor-
21 dance with their terms, as may be established by resolution of the
22 authority (called the "capital reserve fund requirement"), unless the
23 authority, at the time of issuance of the obligations, deposits in the
24 capital reserve fund from the proceeds of the obligations to be issued
25 or from other sources, an amount which, together with the amount then in
26 the fund, will not be less than the capital reserve fund requirement.

27 (e) In computing the amount of a capital reserve fund for the
28 purpose of this section, securities in which all or a portion of the
29 funds are invested shall be valued by some reasonable method established

1 by the authority by resolution. Valuation on a particular date shall
2 include the amount of any interest earned or accrued to that date.

3 (f) The chairman of the authority shall annually, no later than
4 January 2, make and deliver to the governor and the legislature his
5 certificate stating the sum, if any, required to restore any capital
6 reserve fund to the capital reserve fund requirement. The legislature
7 may appropriate such a sum, and all sums appropriated during the then
8 current fiscal year by the legislature for such restoration shall be
9 deposited by the authority in the proper capital reserve fund. Nothing
10 in this section creates a debt or liability of the state.

11 (g) When the authority has created and established a capital
12 reserve fund, the commissioner of revenue may lend surplus money in the
13 general fund to the authority for deposit in a capital reserve fund in
14 an amount equal to the capital reserve fund requirement. The loans
15 shall be made on such terms and conditions as may be agreed upon by the
16 commissioner of revenue and the authority, including without limitation
17 terms and conditions providing that the loans need not be repaid until
18 the obligations of the authority secured and to be secured by the
19 capital reserve fund are no longer outstanding.

20 Sec. 44,62.120. VALIDITY OF PLEDGE. It is the intention of the
21 legislature that a pledge made in respect of bonds shall be valid and
22 binding from the time the pledge is made; that the money or property so
23 pledged and thereafter received by the authority shall immediately be
24 subject to the lien of the pledge without physical delivery or further
25 act; and that the lien of the pledge shall be valid and binding as
26 against all parties having claims of any kind in tort, contract or
27 otherwise against the authority irrespective of whether the parties have
28 notice. Neither the resolution, trust agreement nor any other instru-
29 ment by which a pledge is created need be recorded or filed under the

1 provisions of the Uniform Commercial Code to be valid, binding or effec-
2 tive against the parties.

3 Sec. 44.62.130. NONLIABILITY ON BONDS. (a) Neither the members
4 of the authority nor a person executing the bonds is liable personally
5 on the bonds or is subject to personal liability or accountability by
6 reason of the issuance of the bonds.

7 (b) The bonds issued by the authority do not constitute an in-
8 debtedness or other liability of the state or of a political subdivision
9 of the state, except the authority, but shall be payable solely from the
10 income and receipts or other funds or property of the authority. The
11 authority may not pledge the faith or credit of the state or of a
12 political subdivision of the state, except the authority, to the payment
13 of a bond and the issuance of a bond by the authority does not directly
14 or indirectly or contingently obligate the state or a political sub-
15 division of the state to apply money from, or levy or pledge any form of
16 taxation whatever to the payment of the bond.

17 Sec. 44.62.140. PLEDGE OF THE STATE. The state pledges to and
18 agrees with the holders of bonds issued under this chapter and with the
19 federal agency which loans or contributes funds in respect to a project,
20 that the state will not limit or alter the rights and powers vested in
21 the authority by this chapter to fulfill the terms of a contract made by
22 the authority with the holders or federal agency, or in any way impair
23 the rights and remedies of the holders until the bonds, together with
24 the interest on them with interest on unpaid installments of interest,
25 and all costs and expenses in connection with an action or proceeding by
26 or on behalf of the holders, are fully met and discharged. The author-
27 ity is authorized to include this pledge and agreement of the state,
28 insofar as it refers to holders of bonds of the authority, in a contract
29 with the holders, and insofar as it relates to a federal agency, in a

1 contract with the federal agency.

2 Sec. 44.62.150. TAX EXEMPTION. All property of the authority is
3 public property devoted to an essential public and governmental function
4 and purpose and is exempt from all taxes of the state or a political
5 subdivision of the state. All bonds or notes issued under this chapter
6 are issued by a body corporate and public of this state and for an
7 essential public and governmental purpose and the bonds and notes, and
8 the interest and income on and from the bonds and notes, and all income
9 of the authority are exempt from taxation except for transfer, inheri-
10 tance and estate taxes.

11 Sec. 44.62.160. BONDS LEGAL INVESTMENTS FOR FIDUCIARIES. The
12 bonds of the authority are securities in which all public officers and
13 bodies of the state and all municipalities and municipal subdivisions,
14 all insurance companies and associations and other persons carrying on
15 any insurance business, all banks, bankers, trust companies, savings
16 banks, savings associations, including savings and loan associations and
17 building and loan associations, investment companies and other persons
18 carrying on a banking business, all administrators, guardians, execu-
19 tors, trustees and other fiduciaries, and all other persons whatsoever
20 who are now or may hereafter be authorized to invest in bonds or other
21 obligations of the state, may properly and legally invest funds in-
22 cluding capital in their control or belonging to them. Notwithstanding
23 any other provisions of law, the bonds of the authority are also secur-
24 ities which may be deposited with and may be received by all public
25 officers and bodies of this state and all municipalities and municipal
26 subdivisions for any purpose for which the deposit of bonds or other
27 obligations of the state is now or may hereafter be authorized.

28 ARTICLE 4. POWER PROJECT REVOLVING FUND.

29 Sec. 44.62.170. FUND ESTABLISHED. (a) There is established as a

1 separate fund the power project revolving fund which shall be adminis-
2 tered by the authority as a trust fund separate and distinct from any
3 other money or funds of the authority.

4 (b) The authority may make loans from the fund, at such interest
5 rate or rates as it determines, to eligible borrowers to pay the costs
6 of feasibility studies, preconstruction engineering, design and con-
7 struction of hydroelectric and fossil fuel power projects.

8 (c) Repayment of the loans shall be secured in such manner as the
9 authority determines is feasible to assure repayment under a loan agree-
10 ment entered into with the borrower. Under a loan agreement repayment
11 may be deferred until the project with respect to which a loan is made
12 has achieved earnings from its operations sufficient to pay the loan.

13 (d) As used in this section an "eligible borrower" is a municipi-
14 pality or public utility as defined in AS 42.05.701(2)(A).

15 ARTICLE 5. GENERAL PROVISIONS.

16 Sec. 44.62.180. CONSTRUCTION OF PROJECTS. The authority shall
17 submit a statement outlining the general design, demonstration of finan-
18 cial feasibility, and maximum amount of bonds estimated to be necessary
19 for each new project to the legislature and the commissioner of commerce
20 and economic development together with a statement that the authority
21 intends to design, acquire and construct the project itself or that it
22 intends that the project be designed, acquired or constructed by the
23 United States under agreement with the authority providing for ownership
24 of the project by the authority on completion. If the legislature
25 adopts a concurrent resolution approving the general design and maximum
26 amount of bonds, the authority shall, in accordance with the terms of
27 the concurrent resolution, (1) proceed to design, acquire and construct
28 the new project, or (2) agree with the United States for design, acqui-
29 sition and construction of the project by the United States, for pay-

1 ments to the United States for such design, acquisition and construc-
2 tion, reimbursement by the United States in certain events, and other-
3 wise on the terms and conditions as may be set out in such agreement.
4 If the new project is to be designed, acquired and constructed by the
5 authority, it shall be designed, acquired and constructed as a public
6 work of the state except that public bidding shall not be required, if
7 the authority so determines. For the purpose of this section a new
8 project does not include an addition or modification to an existing
9 project if the total cost of the addition or modification does not
10 exceed \$1,000,000 or to any repair of a project. An addition or modi-
11 fication or repair may be undertaken by the authority without any of the
12 approvals necessary for a new project.

13 Sec. 44.62.190. ANNUAL AUDIT. The authority shall have its finan-
14 cial records audited annually by a certified public accountant. The
15 legislative auditor may prescribe the form and content of the financial
16 records of the authority and shall have access to these records at any
17 time.

18 Sec. 44.62.200. ANNUAL REPORT. Before March 1 of each year, the
19 authority shall submit to the governor and the legislature a comprehen-
20 sive report describing operations, income and expenditures for the
21 preceding 12-month period.

22 Sec. 44.62.210. BUDGET AND APPROPRIATIONS. The authority shall
23 submit its annual budget to the legislature through the governor as
24 provided for state agencies by the Executive Budget Act (AS 37.07). It
25 may expend money directly appropriated by the legislature only as
26 authorized by the legislature.

27 Sec. 44.62.220. PUBLIC RECORDS; OPEN MEETINGS. The provisions of
28 AS 09.25.110 - 09.25.120 and AS 44.62.310 - 44.62.312 apply to the
29 authority. The authority shall publish a proposed agenda of its meet-

1 ings and afford the public an opportunity to be heard in accordance with
2 AS 44.62.312.

3 Sec. 44.62.230. DEFINITIONS. In this chapter, unless the context
4 requires otherwise,

5 (1) "authority" means the Alaska Power Authority established
6 by this chapter;

7 (2) "bonds" means bonds, notes, or other obligations of the
8 authority issued under this chapter;

9 (3) "power" includes any and all electrical energy generated,
10 distributed, bought or sold for purposes of lighting, heating, power and
11 every other useful purpose;

12 (4) "power project" or "project" includes any and all real or
13 personal property or any interest in it including, without limitation,
14 dams, powerhouses, and transmission lines owned, used or operated, or
15 useful for operation, in the generation by means of water or fossil fuel
16 power, and the transmission of electrical power and also including
17 channels, locks, canals, and other navigational, reclamation, flood
18 control and fisheries facilities and environmental protective measures
19 as may be necessary or desirable in connection with it.

20 Sec. 44.62.240. SHORT TITLE. This chapter may be cited as the
21 Alaska Power Authority Act.
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Introduced: 2/17/76
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY DUNCAN AND SWANSON

2 HOUSE BILL NO. 779

3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Power Authority."

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

8 * Section 1. AS 44 is amended by adding a new chapter to read:

9 CHAPTER 56. ALASKA POWER AUTHORITY.

10 ARTICLE 1. CREATION AND ORGANIZATION.

11 Sec. 44.56.010. LEGISLATIVE FINDING AND POLICY. (a) The legis-
12 lature finds, determines and declares that

13 (1) there exist numerous potential hydroelectric sites in
14 the state;

15 (2) the establishment of hydroelectric projects at these
16 sites is necessary to supply lower cost power to the state's municipal
17 electric, rural electric, cooperative electric, and private electric
18 utilities, and regional electric authorities, and thereby to the con-
19 sumers of the state, as well as to supply existing or future industrial
20 needs;

21 (3) the achievement of the goals of lower consumer power
22 costs and long-term economic growth and of establishing, operating
23 and developing hydroelectric projects in the state will be accelerated
24 and facilitated by the creation of an instrumentality of the state with
25 powers to incur debt for constructing, and with powers to operate,
26 hydroelectric projects.

27 (b) It is declared to be the policy of the state, in the interests
28 of promoting the general welfare of all the people of the state, and
29 public purposes, to reduce consumer power costs and otherwise to

1 encourage the long-term economic growth of the state, including the
2 development of its natural resources, through the establishment of
3 hydroelectric projects by creating the public corporation with powers,
4 duties and functions as provided in this chapter.

5 Sec. 44.56.020. CREATION OF AUTHORITY. There is created the
6 Alaska Power Authority. The authority is a public corporation of the
7 state in the Department of Commerce and Economic Development but with
8 separate and independent legal existence.

9 Sec. 44.56.030. MEMBERSHIP OF THE AUTHORITY. The authority con-
10 sists of the commissioner of commerce and economic development and
11 four public members appointed by the governor. The appointment of each
12 director other than the commissioner of commerce and economic develop-
13 ment is subject to confirmation by the legislature. The directors must
14 be residents of the state and qualified voters at the time of appoint-
15 ment and shall comply with the requirements of AS 39.50 (conflict of
16 interest). The term of office of each director appointed by the gover-
17 nor is four years except that the directors first appointed shall have
18 terms of one, two, three, and four years, respectively. The directors
19 serve at the pleasure of the governor. A vacancy in a directorship
20 occurring other than by expiration of term shall be filled in the same
21 manner as the original appointment but for the unexpired term only.

22 Sec. 44.56.040. OFFICERS AND QUORUM. The directors shall elect
23 one of the public members as chairman and other officers they determine
24 desirable. The powers of the authority are vested in the directors,
25 and three directors of the authority constitute a quorum. Action may
26 be taken and motions and resolutions adopted by the authority at a
27 meeting by the affirmative vote of at least three directors. The direc-
28 tors of the authority serve without compensation, but they shall receive
29 the same travel pay and per diem as provided by law for board members.

1 Sec. 44.56.050. STAFF. The authority shall employ an executive
2 director who may with the approval of the authority select and employ
3 additional staff as necessary. Employees and agents of the authority
4 other than legal counsel and the executive director are in the classi-
5 fied service under AS 39.25. In addition to its staff of regular
6 employees, the authority may contract for and engage the services of
7 the bond counsel, consultants, experts, and financial advisors the
8 authority considers necessary for the purpose of developing information,
9 or conducting studies, investigations, hearings, or other proceedings.

10 ARTICLE 2. PURPOSE AND POWERS.

11 Sec. 44.56.070. PURPOSE OF THE AUTHORITY. The purpose of the
12 authority is to promote, develop and advance the general prosperity and
13 economic welfare of the people of Alaska by providing a means of
14 financing and operating hydroelectric projects.

15 Sec. 44.56.080. POWERS OF THE AUTHORITY. In furtherance of its
16 corporate purposes, the authority has the following powers in addition
17 to its other powers:

- 18 (1) to sue and be sued;
- 19 (2) to have a seal and alter it at pleasure;
- 20 (3) to make and alter bylaws for its organization and
21 internal management;
- 22 (4) to make rules and regulations governing the exercise of
23 its corporate powers;
- 24 (5) to acquire, whether by construction, purchase, gift or
25 lease, and to improve, equip and operate hydroelectric projects;
- 26 (6) to issue bonds to pay the cost of acquiring by construc-
27 tion, or improving and equipping, a hydroelectric project and to secure
28 payments of the bonds as provided in this chapter;
- 29 (7) to sell, exchange, donate, convey or encumber in any

1 manner by mortgage or by creation of any other security interest, real
2 or personal property owned by it, or in which it has an interest, when,
3 in the judgment of the authority, the action is in furtherance of its
4 corporate purposes;

5 (8) to accept gifts, grants or loans from, and enter into
6 contracts or other transactions regarding them, with a federal agency
7 or an agency or instrumentality of the state, municipality, private
8 organization or other source;

9 (9) to deposit or invest its funds, subject to agreements
10 with bondholders;

11 (10) to enter into contracts with the United States or any of
12 its agencies or with any political subdivision of this state, and sub-
13 ject to the laws of the United States and subject to concurrence of
14 the legislature, with a foreign country or its agencies, for the con-
15 struction, acquisition, operation and maintenance of all or any part
16 of a hydroelectric project, either inside or outside the state, and for
17 the marketing of the power produced from it;

18 (11) to enter into contracts for the purchase, sale, exchange,
19 transmission, or use of power or falling water with any person, firm
20 or corporation, and with the United States or any of its agencies,
21 with any political subdivision of this state, and subject to the laws
22 of the United States and subject to the concurrence of the legislature,
23 with a foreign country or its agencies;

24 (12) to apply to the appropriate agencies of the state, the
25 United States and to a foreign country and any other proper agency for
26 the permits, licenses, or approvals as may be necessary, and to con-
27 struct, maintain and operate hydroelectric projects in accordance with
28 the licenses or permits, and to obtain, hold and use the licenses and
29 permits in the same manner as any other person or operating unit;

1 (13) to enter into contracts or agreements with respect to the
2 exercise of any of its powers, and do all things necessary or convenient
3 to carry out its corporate purposes and exercise the powers granted in
4 this chapter;

5 (14) to exercise the power of eminent domain in accordance
6 with AS 09.55.250 - 09.55.460.

7 Sec. 44.62.090. POWER CONTRACTS. The authority shall, in addi-
8 tion to other methods which it may find advantageous, provide that
9 municipal electric, rural electric, cooperative electric, or private
10 electric utilities and regional electric authorities authorized by law
11 to engage in the distribution of electric power may secure a reasonable
12 share of the power generated by a project, and shall sell the power or
13 cause the power to be sold at prices representing cost of generation,
14 plus capital and operating charges, plus a fair cost of transmission,
15 all as determined by the directors, and subject to conditions which
16 assure the resale of the power to domestic and rural consumers at the
17 lowest possible price. A contract for the sale, transmission and
18 distribution of power generated by a project shall provide

19 (1) for continuous control and operation of the project by
20 the authority;

21 (2) for full and complete disclosure to the authority of
22 all factors of cost in the transmission and distribution of power, so
23 that rates to consumers may be fixed initially in the contract and may
24 be adjusted from time to time on the basis of true cost data;

25 (3) for periodic revisions of the service and rates to con-
26 sumers on the basis of accurate cost data obtained by the accounting
27 methods and systems approved by the directors and in furtherance and
28 effectuation of the policy declared in this paragraph;

29 (4) for the cancellation and termination of a contract upon

1 violation of its terms by the power distributor or company, or its
2 subsidiary or associate;

3 (5) for such security for performance as the authority may
4 consider practicable and advisable, including provisions assuring the
5 continuance of service by the power distributors or companies, the use
6 of their facilities for the service, and the continuance of an outlet
7 and adequate market for the power generated by the project;

8 (6) other terms not inconsistent with the provisions and
9 policy of this chapter as the authority may consider advisable.

10 ARTICLE 3. FINANCIAL PROVISIONS.

11 Sec. 44.62.100. BONDS OF THE AUTHORITY. (a) The authority may
12 borrow money and may issue bonds, including but not limited to bonds
13 on which the principal and interest are payable (1) exclusively from
14 the income and receipts or other money derived from the project finan-
15 ced with the proceeds of the bonds; (2) exclusively from the income
16 and receipts or other money derived from designated projects whether
17 or not they are financed in whole or in part with the proceeds of the
18 bonds; or (3) from its income and receipts or other assets generally,
19 or a designated part or parts of them. The authority may issue bonds
20 to pay, fund or refund the principal of, or interest or redemption
21 premiums on, bonds issued by it, whether or not the bonds or interest
22 to be funded or refunded have become due.

23 (b) Bonds shall be authorized by resolution of the authority,
24 and shall be dated and shall mature as the resolution may provide,
25 except that no bond may mature more than 50 years from the date of its
26 issue. Bonds shall bear interest at the rates, be in the denominations,
27 be in the form, either coupon or registered, carry the registration
28 privileges, be executed in the manner, be payable in the medium of
29 payment, at the places, and be subject to the terms of redemption

1 which the resolution or a subsequent resolution may provide.

2 (c) All bonds, regardless of form or character, shall be negotia-
3 ble instruments for all the purposes of the Uniform Commercial Code.

4 (d) All bonds may be sold at public or private sale in the
5 manner, for the price or prices, and at the time or times which the
6 authority may determine.

7 Sec. 44.62.110. TRUST INDENTURES AND TRUST AGREEMENTS. (a) In
8 the discretion of the authority, an issue of bonds may be secured by a
9 trust indenture or trust agreement between the authority and a cor-
10 porate trustee (which may be a trust company, bank, or national banking
11 association, with corporate trust powers, located inside or outside
12 the state) or by a secured loan agreement or other instrument or under
13 a resolution giving powers to a corporate trustee by means of which
14 the authority may

15 (1) make and enter into any and all the covenants and
16 agreements with the trustee or the holders of the bonds which the
17 authority may determine to be necessary or desirable, including,
18 without limitation, covenants, provisions, limitations and agreements
19 as to

20 (A) the application, investment, deposit, use and dis-
21 position of the proceeds of bonds of the authority or of money or
22 other property of the authority or in which it has an interest;

23 (B) the fixing and collection of rentals, fees or
24 other consideration for, and the other terms to be incorporated
25 in, contracts with respect to a project;

26 (C) the assignment by the authority of its rights in
27 contracts with respect to a project or in a mortgage or other
28 security interest created with respect to a project to a trustee
29 for the benefit of bondholders;

1 (D) the terms and conditions upon which additional
2 bonds of the authority may be issued;

3 (E) the vesting in a trustee of rights, powers, duties,
4 funds or property in trust for the benefit of bondholders, includ-
5 ing, without limitation, the right to enforce payment, performance,
6 and all other rights of the authority or of the bondholders,
7 under a lease, contract of sale, mortgage, security agreement, or
8 trust agreement with respect to a project by mandamus or other
9 proceeding or by taking possession of by agent or otherwise and
10 operating a project and collecting rents or other consideration
11 and applying the same in accordance with the trust agreement;

12 (2) pledge, mortgage or assign money, leases, agreements,
13 property or other assets of the authority either presently in hand or
14 to be received in the future, or both; and

15 (3) provide for any other matters of like or different
16 character which in any way affect the security or protection of the
17 bonds.

18 (b) Notwithstanding any other provisions of this chapter, the
19 trust agreement shall contain a covenant by the authority that it will
20 at all times maintain rates, fees or charges sufficient to pay, and
21 that a contract entered into by the authority for the sale, trans-
22 mission or distribution of power shall contain rates, fees or charges
23 sufficient to pay the costs of operation and maintenance of the project,
24 the principal of and interest on bonds issued under the trust agreement
25 as the same severally become due and payable, and to maintain reserves
26 required by the terms of the trust agreement.

27 Sec. 44.62.120. VALIDITY OF PLEDGE. It is the intention of the
28 legislature that a pledge made in respect of bonds shall be valid and
29 binding from the time the pledge is made; that the money or property

1 so pledged and thereafter received by the authority shall immediately
2 be subject to the lien of the pledge without physical delivery or further
3 act; and that the lien of the pledge shall be valid and binding as against
4 all parties having claims of any kind in tort, contract or otherwise
5 against the authority irrespective of whether the parties have notice.
6 Neither the resolution, trust agreement nor any other instrument by
7 which a pledge is created need be recorded or filed under the provisions
8 of the Uniform Commercial Code to be valid, binding or effective
9 against the parties.

10 Sec. 44.62.130. NONLIABILITY ON BONDS. (a) Neither the members
11 of the authority nor a person executing the bonds is liable personally
12 on the bonds or is subject to personal liability or accountability by
13 reason of the issuance of the bonds.

14 (b) The bonds issued by the authority do not constitute an
15 indebtedness or other liability of the state or of a political subdi-
16 vision of the state, except the authority, but shall be payable solely
17 from the income and receipts or other funds or property of the authority.
18 The authority may not pledge the faith or credit of the state or of a
19 political subdivision of the state, except the authority, to the
20 payment of a bond and the issuance of a bond by the authority does not
21 directly or indirectly or contingently obligate the state or a political
22 subdivision of the state to apply money from, or levy or pledge any
23 form of taxation whatever to the payment of the bond.

24 Sec. 44.62.140. PLEDGE OF THE STATE. The state pledges to and
25 agrees with the holders of bonds issued under this chapter and with
26 the federal agency which loans or contributes funds in respect to a
27 project, that the state will not limit or alter the rights and powers
28 vested in the authority by this chapter to fulfill the terms of a
29 contract made by the authority with the holders or federal agency, or

1 in any way impair the rights and remedies of the holders until the
2 bonds, together with the interest on them with interest on unpaid
3 installments of interest, and all costs and expenses in connection
4 with an action or proceeding by or on behalf of the holders, are fully
5 met and discharged. The authority is authorized to include this
6 pledge and agreement of the state, insofar as it refers to holders of
7 bonds of the authority, in a contract with the holders, and insofar as
8 it relates to a federal agency, in a contract with the federal agency.

9 Sec. 44.62.150. TAX EXEMPTION. All property of the authority is
10 public property devoted to an essential public and governmental function
11 and purpose and is exempt from all taxes of the state or a political
12 subdivision of the state. All bonds or notes issued under this chapter
13 are issued by a body corporate and public of this state and for an essen-
14 tial public and governmental purpose and the bonds and notes, and the
15 interest and income on and from the bonds and notes, and all income of
16 the authority are exempt from taxation except for transfer, inheritance
17 and estate taxes.

18 Sec. 44.62.160. BONDS LEGAL INVESTMENTS FOR FIDUCIARIES. The
19 bonds of the authority are securities in which all public officers and
20 bodies of the state and all municipalities and municipal subdivisions,
21 all insurance companies and associations and other persons carrying on
22 any insurance business, all banks, bankers, trust companies, savings
23 banks, savings associations, including savings and loan associations
24 and building and loan associations, investment companies and other
25 persons carrying on a banking business, all administrators, guardians,
26 executors, trustees and other fiduciaries, and all other persons what-
27 soever who are now or may hereafter be authorized to invest in bonds
28 or other obligations of the state, may properly and legally invest
29 funds including capital in their control or belonging to them. Not-

1 withstanding any other provisions of law, the bonds of the authority are
2 also securities which may be deposited with and may be received by all
3 public officers and bodies of this state and all municipalities and
4 municipal subdivisions for any purpose for which the deposit of bonds
5 or other obligations of the state is now or may hereafter be authorized.

6 ARTICLE 4. GENERAL PROVISIONS.

7 Sec. 44.62.170. CONSTRUCTION OF PROJECTS. (a) The authority
8 shall submit the general design, demonstration of financial feasi-
9 bility, and maximum amount of bonds estimated to be necessary for each
10 new project to the commissioner of commerce and economic development
11 for approval. If the commissioner approves, he shall submit the general
12 design, demonstration of financial feasibility, and maximum amount of
13 bonds estimated to be necessary to the legislature with a request for
14 approval by concurrent resolution. If the legislature adopts a con-
15 current resolution approving the design and maximum amount of bonds,
16 the commissioner shall proceed to design, acquire and construct the new
17 project on behalf of the authority in accordance with the agreement
18 with the authority hereinafter referred to. The new project shall be
19 designed, acquired and constructed by the authority as a public work
20 of the state except that public bidding shall not be required, if the
21 authority so determines. For the purpose of this section a new project
22 does not include an addition or modification to an existing project
23 if the total cost of the addition or modification does not exceed
24 \$1,000,000 or to any repair of a project. Such an addition or modifica-
25 tion or repair may be undertaken by the authority without any of the
26 approvals necessary for a new project.

27 (b) The authority may exercise all rights to acquire and condemn
28 property for a project including, without limitation, acquisition by
29 declaration of taking.

1 Sec. 44.62.180. ANNUAL AUDIT. The authority shall have its
2 financial records audited annually by a certified public accountant.
3 The legislative auditor may prescribe the form and content of the
4 financial records of the authority and shall have access to these
5 records at any time.

6 Sec. 44.62.190. ANNUAL REPORT. Before March 1 of each year, the
7 authority shall submit to the governor and the legislature a comprehen-
8 sive report, in a form prescribed by the governor, describing opera-
9 tions, income and expenditures for the preceding 12-month period.

10 Sec. 44.62.200. BUDGET AND APPROPRIATIONS. The authority shall
11 submit its annual budget to the legislature through the governor as
12 provided for state agencies by the Executive Budget Act (AS 37.07). It
13 may expend money only as authorized in the budget approved by the legis-
14 lature.

15 Sec. 44.62.210. PUBLIC RECORDS; OPEN MEETINGS. The provisions
16 of AS 09.25.110 - 09.25.120 and AS 44.62.310 - 44.62.312 apply to the
17 authority. The authority shall publish a proposed agenda of its
18 meetings and afford the public an opportunity to be heard in complying
19 with AS 44.62.312.

20 Sec. 44.62.220. DEFINITIONS. In this chapter, unless the context
21 requires otherwise,

22 (1) "authority" means the Alaska Power Authority established
23 by this chapter;

24 (2) "bonds" means bonds, notes, or other obligations of the
25 authority issued under this chapter;

26 (3) "power" includes any and all electrical energy generated,
27 distributed, bought or sold for purposes of lighting, heating, power
28 and every other useful purpose;

29 (4) "hydroelectric project" or "project" includes any and

1 all real or personal property or any interest in it including, without
2 limitation, dams, powerhouses, and transmission lines owned, used or
3 operated, or useful for operation, in the generation by means of water
4 power, and the transmission of electrical power and also including
5 channels, locks, canals, and other navigational, reclamation, flood
6 control and fisheries facilities and environmental protective devices
7 as may be necessary or desirable in connection with it.

8 Sec. 44.62.230. SHORT TITLE. This chapter may be cited as the
9 Alaska Power Authority Act.

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Introduced: 2/17/76
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY DUNCAN AND SWANSON

2 HOUSE BILL NO. 779

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Power Authority."

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

8 * Section 1. AS 44 is amended by adding a new chapter to read:

9 CHAPTER 56. ALASKA POWER AUTHORITY.

10 ARTICLE 1. CREATION AND ORGANIZATION.

11 Sec. 44.56.010. LEGISLATIVE FINDING AND POLICY. (a) The legis-
12 lature finds, determines and declares that

13 (1) there exist numerous potential hydroelectric sites in
14 the state;

15 (2) the establishment of hydroelectric projects at these
16 sites is necessary to supply lower cost power to the state's municipal
17 electric, rural electric, cooperative electric, and private electric
18 utilities, and regional electric authorities, and thereby to the con-
19 sumers of the state, as well as to supply existing or future industrial
20 needs;

21 (3) the achievement of the goals of lower consumer power
22 costs and long-term economic growth and of establishing, operating
23 and developing hydroelectric projects in the state will be accelerated
24 and facilitated by the creation of an instrumentality of the state with
25 powers to incur debt for constructing, and with powers to operate,
26 hydroelectric projects.

27 (b) It is declared to be the policy of the state in the interests
28 of promoting the general welfare of all the people of the state, and
29 public purposes, to reduce consumer power costs and otherwise to

1 encourage the long-term economic growth of the state, including the
2 development of its natural resources, through the establishment of
3 hydroelectric projects by creating the public corporation with powers,
4 duties and functions as provided in this chapter.

5 Sec. 44.56.020. CREATION OF AUTHORITY. There is created the
6 Alaska Power Authority. The authority is a public corporation of the
7 state in the Department of Commerce and Economic Development but with
8 separate and independent legal existence.

9 Sec. 44.56.030. MEMBERSHIP OF THE AUTHORITY. The authority con-
10 sists of the commissioner of commerce and economic development and
11 four public members appointed by the governor. The appointment of each
12 director other than the commissioner of commerce and economic develop-
13 ment is subject to confirmation by the legislature. The directors must
14 be residents of the state and qualified voters at the time of appoint-
15 ment and shall comply with the requirements of AS 39.50 (conflict of
16 interest). The term of office of each director appointed by the gover-
17 nor is four years except that the directors first appointed shall have
18 terms of one, two, three, and four years, respectively. The directors
19 serve at the pleasure of the governor. A vacancy in a directorship
20 occurring other than by expiration of term shall be filled in the same
21 manner as the original appointment but for the unexpired term only.

22 Sec. 44.56.040. OFFICERS AND QUORUM. The directors shall elect
23 one of the public members as chairman and other officers they determine
24 desirable. The powers of the authority are vested in the directors,
25 and three directors of the authority constitute a quorum. Action may
26 be taken and motions and resolutions adopted by the authority at a
27 meeting by the affirmative vote of at least three directors. The direc-
28 tors of the authority serve without compensation, but they shall receive
29 the same travel pay and per diem as provided by law for board members.

1 Sec. 44.56.050. STAFF. The authority shall employ an executive
2 director who may with the approval of the authority select and employ
3 additional staff as necessary. Employees and agents of the authority
4 other than legal counsel and the executive director are in the classi-
5 fied service under AS 39.25. In addition to its staff of regular
6 employees, the authority may contract for and engage the services of
7 the bond counsel, consultants, experts, and financial advisors the
8 authority considers necessary for the purpose of developing information,
9 or conducting studies, investigations, hearings, or other proceedings.

10 ARTICLE 2. PURPOSE AND POWERS.

11 Sec. 44.56.070. PURPOSE OF THE AUTHORITY. The purpose of the
12 authority is to promote, develop and advance the general prosperity and
13 economic welfare of the people of Alaska by providing a means of
14 financing and operating hydroelectric projects.

15 Sec. 44.56.080. POWERS OF THE AUTHORITY. In furtherance of its
16 corporate purposes, the authority has the following powers in addition
17 to its other powers:

- 18 (1) to sue and be sued;
- 19 (2) to have a seal and alter it at pleasure;
- 20 (3) to make and alter bylaws for its organization and
21 internal management;
- 22 (4) to make rules and regulations governing the exercise of
23 its corporate powers;
- 24 (5) to acquire, whether by construction, purchase, gift or
25 lease, and to improve, equip and operate hydroelectric projects;
- 26 (6) to issue bonds to pay the cost of acquiring by construc-
27 tion, or improving and equipping, a hydroelectric project and to secure
28 payment of the bonds as provided in this chapter;
- 29 (7) to sell, exchange, donate, convey or encumber in any

1 manner by mortgage or by creation of any other security interest, real
2 or personal property owned by it, or in which it has an interest, when,
3 in the judgment of the authority, the action is in furtherance of its
4 corporate purposes;

5 (8) to accept gifts, grants or loans from, and enter into
6 contracts or other transactions regarding them, with a federal agency
7 or an agency or instrumentality of the state, municipality, private
8 organization or other source;

9 (9) to deposit or invest its funds, subject to agreements
10 with bondholders;

11 (10) to enter into contracts with the United States or any of
12 its agencies or with any political subdivision of this state, and sub-
13 ject to the laws of the United States and subject to concurrence of
14 the legislature, with a foreign country or its agencies, for the con-
15 struction, acquisition, operation and maintenance of all or any part
16 of a hydroelectric project, either inside or outside the state, and for
17 the marketing of the power produced from it;

18 (11) to enter into contracts for the purchase, sale, exchange,
19 transmission, or use of power or falling water with any person, firm
20 or corporation, and with the United States or any of its agencies,
21 with any political subdivision of this state, and subject to the laws
22 of the United States and subject to the concurrence of the legislature,
23 with a foreign country or its agencies;

24 (12) to apply to the appropriate agencies of the state, the
25 United States and to a foreign country and any other proper agency for
26 the permits, licenses, or approvals as may be necessary, and to con-
27 struct, maintain and operate hydroelectric projects in accordance with
28 the licenses or permits, and to obtain, hold and use the licenses and
29 permits in the same manner as any other person or operating unit;

1 (13) to enter into contracts or agreements with respect to the
2 exercise of any of its powers, and do all things necessary or convenient
3 to carry out its corporate purposes and exercise the powers granted in
4 this chapter;

5 (14) to exercise the power of eminent domain in accordance
6 with AS 09.55.250 - 09.55.460.

7 Sec. 44.62.090. POWER CONTRACTS. The authority shall, in addi-
8 tion to other methods which it may find advantageous, provide that
9 municipal electric, rural electric, cooperative electric, or private
10 electric utilities and regional electric authorities authorized by law
11 to engage in the distribution of electric power may secure a reasonable
12 share of the power generated by a project, and shall sell the power or
13 cause the power to be sold at prices representing cost of generation,
14 plus capital and operating charges, plus a fair cost of transmission,
15 all as determined by the directors, and subject to conditions which
16 assure the resale of the power to domestic and rural consumers at the
17 lowest possible price. A contract for the sale, transmission and
18 distribution of power generated by a project shall provide

19 (1) for continuous control and operation of the project by
20 the authority;

21 (2) for full and complete disclosure to the authority of
22 all factors of cost in the transmission and distribution of power, so
23 that rates to consumers may be fixed initially in the contract and may
24 be adjusted from time to time on the basis of true cost data;

25 (3) for periodic revisions of the service and rates to con-
26 sumers on the basis of accurate cost data obtained by the accounting
27 methods and systems approved by the directors and in furtherance and
28 effectuation of the policy declared in this paragraph;

29 (4) for the cancellation and termination of a contract upon

1 violation of its terms by the power distributor or company, or its
2 subsidiary or associate;

3 (5) for such security for performance as the authority may
4 consider practicable and advisable, including provisions assuring the
5 continuance of service by the power distributors or companies, the use
6 of their facilities for the service, and the continuance of an outlet
7 and adequate market for the power generated by the project;

8 (6) other terms not inconsistent with the provisions and
9 policy of this chapter as the authority may consider advisable.

10 ARTICLE 3. FINANCIAL PROVISIONS.

11 Sec. 44.62.100. BONDS OF THE AUTHORITY. (a) The authority may
12 borrow money and may issue bonds, including but not limited to bonds
13 on which the principal and interest are payable (1) exclusively from
14 the income and receipts or other money derived from the project finan-
15 ced with the proceeds of the bonds; (2) exclusively from the income
16 and receipts or other money derived from designated projects whether
17 or not they are financed in whole or in part with the proceeds of the
18 bonds; or (3) from its income and receipts or other assets generally,
19 or a designated part or parts of them. The authority may issue bonds
20 to pay, fund or refund the principal of, or interest or redemption
21 premiums on, bonds issued by it, whether or not the bonds or interest
22 to be funded or refunded have become due.

23 (b) Bonds shall be authorized by resolution of the authority,
24 and shall be dated and shall mature as the resolution may provide,
25 except that no bond may mature more than 50 years from the date of its
26 issue. Bonds shall bear interest at the rates, be in the denominations,
27 be in the form, either coupon or registered, carry the registration
28 privileges, be executed in the manner, be payable in the medium of
29 payment, at the places, and be subject to the terms of redemption

1 which the resolution or a subsequent resolution may provide.

2 (c) All bonds, regardless of form or character, shall be negotia-
3 ble instruments for all the purposes of the Uniform Commercial Code.

4 (d) All bonds may be sold at public or private sale in the
5 manner, for the price or prices, and at the time or times which the
6 authority may determine.

7 Sec. 44.62.110. TRUST INDENTURES AND TRUST AGREEMENTS. (a) In
8 the discretion of the authority, an issue of bonds may be secured by a
9 trust indenture or trust agreement between the authority and a cor-
10 porate trustee (which may be a trust company, bank, or national banking
11 association, with corporate trust powers, located inside or outside
12 the state) or by a secured loan agreement or other instrument or under
13 a resolution giving powers to a corporate trustee by means of which
14 the authority may

15 (1) make and enter into any and all the covenants and
16 agreements with the trustee or the holders of the bonds which the
17 authority may determine to be necessary or desirable, including,
18 without limitation, covenants, provisions, limitations and agreements
19 as to

20 (A) the application, investment, deposit, use and dis-
21 position of the proceeds of bonds of the authority or of money or
22 other property of the authority or in which it has an interest;

23 (B) the fixing and collection of rentals, fees or
24 other consideration for, and the other terms to be incorporated
25 in, contracts with respect to a project;

26 (C) the assignment by the authority of its rights in
27 contracts with respect to a project or in a mortgage or other
28 security interest created with respect to a project to a trustee
29 for the benefit of bondholders;

1 (D) the terms and conditions upon which additional
2 bonds of the authority may be issued;

3 (E) the vesting in a trustee of rights, powers, duties,
4 funds or property in trust for the benefit of bondholders, includ-
5 ing, without limitation, the right to enforce payment, performance,
6 and all other rights of the authority or of the bondholders,
7 under a lease, contract of sale, mortgage, security agreement, or
8 trust agreement with respect to a project by mandamus or other
9 proceeding or by taking possession of by agent or otherwise and
10 operating a project and collecting rents or other consideration
11 and applying the same in accordance with the trust agreement;

12 (2) pledge, mortgage or assign money, leases, agreements,
13 property or other assets of the authority either presently in hand or
14 to be received in the future, or both; and

15 (3) provide for any other matters of like or different
16 character which in any way affect the security or protection of the
17 bonds.

18 (b) Notwithstanding any other provisions of this chapter, the
19 trust agreement shall contain a covenant by the authority that it will
20 at all times maintain rates, fees or charges sufficient to pay, and
21 that a contract entered into by the authority for the sale, trans-
22 mission or distribution of power shall contain rates, fees or charges
23 sufficient to pay the costs of operation and maintenance of the project,
24 the principal of and interest on bonds issued under the trust agreement
25 as the same severally become due and payable, and to maintain reserves
26 required by the terms of the trust agreement.

27 Sec. 44.62.120. VALIDITY OF PLEDGE. It is the intention of the
28 legislature that a pledge made in respect of bonds shall be valid and
29 binding from the time the pledge is made; that the money or property

1 so pledged and thereafter received by the authority shall immediately
2 be subject to the lien of the pledge without physical delivery or further
3 act; and that the lien of the pledge shall be valid and binding as against
4 all parties having claims of any kind in tort, contract or otherwise
5 against the authority irrespective of whether the parties have notice.
6 Neither the resolution, trust agreement nor any other instrument by
7 which a pledge is created need be recorded or filed under the provisions
8 of the Uniform Commercial Code to be valid, binding or effective
9 against the parties.

10 Sec. 44.62.130. NONLIABILITY ON BONDS. (a) Neither the members
11 of the authority nor a person executing the bonds is liable personally
12 on the bonds or is subject to personal liability or accountability by
13 reason of the issuance of the bonds.

14 (b) The bonds issued by the authority do not constitute an
15 indebtedness or other liability of the state or of a political subdivi-
16 sion of the state, except the authority, but shall be payable solely
17 from the income and receipts or other funds or property of the authority.
18 The authority may not pledge the faith or credit of the state or of a
19 political subdivision of the state, except the authority, to the
20 payment of a bond and the issuance of a bond by the authority does not
21 directly or indirectly or contingently obligate the state or a political
22 subdivision of the state to apply money from, or levy or pledge any
23 form of taxation whatever to the payment of the bond.

24 Sec. 44.62.140. PLEDGE OF THE STATE. The state pledges to and
25 agrees with the holders of bonds issued under this chapter and with
26 the federal agency which loans or contributes funds in respect to a
27 project, that the state will not limit or alter the rights and powers
28 vested in the authority by this chapter to fulfill the terms of a
29 contract made by the authority with the holders or federal agency, or

1 in any way impair the rights and remedies of the holders until the
2 bonds, together with the interest on them with interest on unpaid
3 installments of interest, and all costs and expenses in connection
4 with an action or proceeding by or on behalf of the holders, are fully
5 met and discharged. The authority is authorized to include this
6 pledge and agreement of the state, insofar as it refers to holders of
7 bonds of the authority, in a contract with the holders, and insofar as
8 it relates to a federal agency, in a contract with the federal agency.

9 Sec. 44.62.150. TAX EXEMPTION. All property of the authority is
10 public property devoted to an essential public and governmental function
11 and purpose and is exempt from all taxes of the state or a political
12 subdivision of the state. All bonds or notes issued under this chapter
13 are issued by a body corporate and public of this state and for an essen-
14 tial public and governmental purpose and the bonds and notes, and the
15 interest and income on and from the bonds and notes, and all income of
16 the authority are exempt from taxation except for transfer, inheritance
17 and estate taxes.

18 Sec. 44.62.160. BONDS LEGAL INVESTMENTS FOR FIDUCIARIES. The
19 bonds of the authority are securities in which all public officers and
20 bodies of the state and all municipalities and municipal subdivisions,
21 all insurance companies and associations and other persons carrying on
22 any insurance business, all banks, bankers, trust companies, savings
23 banks, savings associations, including savings and loan associations
24 and building and loan associations, investment companies and other
25 persons carrying on a banking business, all administrators, guardians,
26 executors, trustees and other fiduciaries, and all other persons what-
27 soever who are now or may hereafter be authorized to invest in bonds
28 or other obligations of the state, may properly and legally invest
29 funds including capital in their control or belonging to them. Not-

1 withstanding any other provisions of law, the bonds of the authority are
2 also securities which may be deposited with and may be received by all
3 public officers and bodies of this state and all municipalities and
4 municipal subdivisions for any purpose for which the deposit of bonds
5 or other obligations of the state is now or may hereafter be authorized.

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7 Sec. 44.62.170. CONSTRUCTION OF PROJECTS. (a) The authority
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10 new project to the commissioner of commerce and economic development
11 for approval. If the commissioner approves, he shall submit the general
12 design, demonstration of financial feasibility, and maximum amount of
13 bonds estimated to be necessary to the legislature with a request for
14 approval by concurrent resolution. If the legislature adopts a con-
15 current resolution approving the design and maximum amount of bonds,
16 the commissioner shall proceed to design, acquire and construct the new
17 project on behalf of the authority in accordance with the agreement
18 with the authority hereinafter referred to. The new project shall be
19 designed, acquired and constructed by the authority as a public work
20 of the state except that public bidding shall not be required, if the
21 authority so determines. For the purpose of this section a new project
22 does not include an addition or modification to an existing project
23 if the total cost of the addition or modification does not exceed
24 \$1,000,000 or to any repair of a project. Such an addition or modifica-
25 tion or repair may be undertaken by the authority without any of the
26 approvals necessary for a new project.

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28 property for a project including, without limitation, acquisition by
29 declaration of taking.

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3 The legislative auditor may prescribe the form and content of the
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5 records at any time.

6 Sec. 44.62.190. ANNUAL REPORT. Before March 1 of each year, the
7 authority shall submit to the governor and the legislature a comprehen-
8 sive report, in a form prescribed by the governor, describing opera-
9 tions, income and expenditures for the preceding 12-month period.

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11 submit its annual budget to the legislature through the governor as
12 provided for state agencies by the Executive Budget Act (AS 37.07). It
13 may expend money only as authorized in the budget approved by the legis-
14 lature.

15 Sec. 44.62.210. PUBLIC RECORDS; OPEN MEETINGS. The provisions
16 of AS 09.25.110 - 09.25.120 and AS 44.62.310 - 44.62.312 apply to the
17 authority. The authority shall publish a proposed agenda of its
18 meetings and afford the public an opportunity to be heard in complying
19 with AS 44.62.312.

20 Sec. 44.62.220. DEFINITIONS. In this chapter, unless the context
21 requires otherwise,

22 (1) "authority" means the Alaska Power Authority established
23 by this chapter;

24 (2) "bonds" means bonds, notes, or other obligations of the
25 authority issued under this chapter;

26 (3) "power" includes any and all electrical energy generated,
27 distributed, bought or sold for purposes of lighting, heating, power
28 and every other useful purpose;

29 (4) "hydroelectric project" or "project" includes any and

1 all real or personal property or any interest in it including, without
2 limitation, dams, powerhouses, and transmission lines owned, used or
3 operated, or useful for operation, in the generation by means of water
4 power, and the transmission of electrical power and also including
5 channels, locks, canals, and other navigational, reclamation, flood
6 control and fisheries facilities and environmental protective devices
7 as may be necessary or desirable in connection with it.

8 Sec. 44.62.230. SHORT TITLE. This chapter may be cited as the
9 Alaska Power Authority Act.



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

4/24/76

HOUSE

Mr. Speaker:

Date 5-5-76

The Committee on FINANCE has had HB 782

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 782 AND THAT
CS FOR HB 782 DO PASS

"and" recommends it BE REFERRED TO THE _____
COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

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

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

Original sponsor: Gruening and Hershberger

1 IN THE HOUSE BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 782

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Susitna Flats State Game Refuge."

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

8 * Section 1. AS 16.20 is amended by adding a new section to read:

9 Sec. 16.20.034. SUSITNA FLATS STATE GAME REFUGE. (a) The follow-
10 ing state-owned land, including tide and submerged land, and all land,
11 including tide and submerged land, acquired in the future by the state
12 lying within the parcels described in this subsection is established as
13 the Susitna Flats State Game Refuge:

14 (1) Township 13 North, Range 4 West, Seward Meridian

15 Section: 6

16 (2) Township 13 North, Range 5 West, Seward Meridian

17 Sections: 1 - 10

18 (3) Township 13 North, Range 6 West, Seward Meridian

19 Sections: 1 - 18

20 (4) Township 13 North, Range 7 West, Seward Meridian

21 Sections: 1 - 18

22 (5) Township 13 North, Range 8 West, Seward Meridian

23 Sections: 1 - 24

24 (6) Township 13 North, Range 9 West, Seward Meridian

25 Sections: 1 - 36

26 (7) Township 13 North, Range 10 West, Seward Meridian

27 Sections: 13, 23 - 26, 36 (excluding uplands above the toe of the
28 bluff)

29 (8) Township 14 North, Range 4 West, Seward Meridian

1 Sections: Lots 1 - 6, SE1/4NW1/4, W1/2NE1/4NW1/4, SE1/4NE1/4NW1/4,
2 NE1/4SW1/4, NW1/4SE1/4, SE1/4SE1/4, W1/2SW1/4NE1/4, SE1/4SW1/4NE1/4,
3 S1/2NE1/4SW1/4NE1/4 of Section 6

4 (9) Township 14 North, Range 5 West, Seward Meridian

5 Sections: W1/2 1, 2 - 11, W1/2 12, 13 - 36

6 (10) Township 14 North, Ranges 6 - 9 West, Seward Meridian

7 Sections: All

8 (11) Township 14 North, Range 10 West, Seward Meridian

9 Sections: 12 - 14, 22 - 27, 34 - 36

10 (12) Township 15 North, Range 5 West, Seward Meridian

11 Sections: 3 - 10, 15 - 22, SW1/4 26, 27 - 35, SW1/4 36

12 (13) Township 15 North, Range 6 West, Seward Meridian

13 Sections: All

14 (14) Township 15 North, Range 7 West, Seward Meridian

15 Sections: 1 - 4, E1/2 5, 7 - 36

16 (15) Township 15 North, Range 8 West, Seward Meridian

17 Sections: 1, 2, 8 - 36

18 (16) Township 15 North, Range 9 West, Seward Meridian

19 Sections: 23 - 28, 32 - 36

20 (17) Township 16 North, Range 5 West, Seward Meridian

21 Sections: 19 - 22, 27 - 34

22 (18) Township 16 North, Range 6 West, Seward Meridian

23 Sections: 21 - 28, 31 - 36

24 (19) Township 16 North, Range 7 West, Seward Meridian

25 Sections: 22 - 27, 34 - 36

26 (b) Land selected by the Matanuska-Susitna Borough within the area
27 described in (a) of this section shall be included in the Susitna Flats
28 State Game Refuge, subject to borough approval. If the borough relin-
29 quishes the selection of these lands, the selected lands become part of

1 the Susitna Flats State Game Refuge.

2 (c) The state may not acquire by eminent domain privately owned
3 land within state-owned land specified in (a) of this section for in-
4 clusion in the Susitna Flats State Game Refuge. The Department of
5 Natural Resources may adopt, in accordance with the Administrative Pro-
6 cedure Act (AS 44.62), zoning regulations governing privately owned
7 land within the Susitna Flats State Game Refuge.

8 (d) Egress and ingress to and from private property within the
9 parcels described in (a) of this section shall be allowed through ac-
10 cess corridors established through agreement between the Department of
11 Natural Resources, the Department of Fish and Game, and the private
12 property owners involved. The establishment of a refuge under this
13 section does not impair or alter existing rights of access to set net
14 site leases.

15 (e) The establishment of a refuge under this section does not
16 impair or alter existing rights of a borough or city to select state
17 land under AS 29.18.190 - 29.18.200.
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Introduced: 2/17/76
Referred: Resources and
Finance

1 IN THE HOUSE

BY GRUENING AND HERSHBERGER

2 HOUSE BILL NO. 782

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Susitna Flats State Game Refuge."

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

8 * Section 1. AS 16.20 is amended by adding a new section to read:

9 Sec. 16.20.034. SUSITNA FLATS STATE GAME REFUGE. (a) The follow-
10 ing state-owned land, including tide and submerged land, and all land,
11 including tide and submerged land, acquired in the future by the state
12 lying within the parcels described in this subsection is established as
13 the Susitna Flats State Game Refuge:

14 (1) Township 13 North, Range 4 West, Seward Meridian

15 Section: 6

16 (2) Township 13 North, Range 5 West, Seward Meridian

17 Sections: 1 - 10

18 (3) Township 13 North, Range 6 West, Seward Meridian

19 Sections: 1 - 18

20 (4) Township 13 North, Range 7 West, Seward Meridian

21 Sections: 1 - 18

22 (5) Township 13 North, Range 8 West, Seward Meridian

23 Sections: 1 - 24

24 (6) Township 13 North, Range 9 West, Seward Meridian

25 Sections: 1 - 36

26 (7) Township 13 North, Range 10 West, Seward Meridian

27 Sections: 13, 23 - 26, 36 (excluding uplands above the toe of the
28 bluff)

29 (8) Township 14 North, Range 4 West, Seward Meridian

1 Sections: Lots 1 - 6, SE1/4NW1/4, W1/2NE1/4NW1/4, SE1/4NE1/4NW1/4,
2 NE1/4SW1/4, NW1/4SE1/4, SE1/4SE1/4, W1/2SW1/4NE1/4, SE1/4SW1/4NE1/4,
3 S1/2NE1/4SW1/4NE1/4 of Section 6

4 (9) Township 14 North, Range 5 West, Seward Meridian

5 Sections: W1/2 1, 2 - 11, W1/2 12, 13 - 36

6 (10) Township 14 North, Ranges 6 - 9 West, Seward Meridian

7 Sections: All

8 (11) Township 14 North, Range 10 West, Seward Meridian

9 Sections: 12 - 14, 22 - 27, 34 - 36

10 (12) Township 15 North, Range 5 West, Seward Meridian

11 Sections: 3 - 10, 15 - 22, SW1/4 26, 27 - 35, SW1/4 36

12 (13) Township 15 North, Range 6 West, Seward Meridian

13 Sections: All

14 (14) Township 15 North, Range 7 West, Seward Meridian

15 Sections: 1 - 4, E1/2 5, 7 - 36

16 (15) Township 15 North, Range 8 West, Seward Meridian

17 Sections: 1, 2, 8 - 36

18 (16) Township 15 North, Range 9 West, Seward Meridian

19 Sections: 23 - 28, 32 - 36

20 (17) Township 16 North, Range 5 West, Seward Meridian

21 Sections: 19 - 22, 27 - 34

22 (18) Township 16 North, Range 6 West, Seward Meridian

23 Sections: 21 - 28, 31 - 36

24 (19) Township 16 North, Range 7 West, Seward Meridian

25 Sections: 22 - 27, 34 - 36

26 (b) Land selected by the Matanuska-Susitna Borough within the area
27 described in (a) of this section shall be included in the Susitna Flats
28 State Game Refuge, subject to borough approval. If the borough relin-
29 quishes the selection of these lands, the selected lands become part of

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the Susitna Flats State Game Refuge.

(c) The state may not acquire by eminent domain privately owned land within state-owned land specified in (a) of this section for inclusion in the Susitna Flats State Game Refuge. The Department of Natural Resources may adopt, in accordance with the Administrative Procedure Act (AS 44.62), zoning regulations governing privately-owned land within the Susitna Flats State Game Refuge.

(d) Egress and ingress to and from private property within the parcels described in (a) of this section shall be allowed through access corridors established through agreement between the Department of Natural Resources, the Department of Fish and Game, and the private property owners involved.

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

I. REQUEST

Bill No. HB 782
 Title: An act creating the Susitna Flats State Game Refuge
 Requested by: House Finance Committee Date: _____
 Return Date Requested: March 20, 1976
 Agency: Natural Resources Program: Land and Water Management

II. FISCAL DETAIL

Budget Request Unit(s) Affected: _____

A. EXPENDITURES: (Thousands of dollars) None

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 -				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		- 0 -				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

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

NONE

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

The passing of this bill would not require an increase in this operating budget, however, there would be a reduction in state revenues. The critical habitat status would require additional constraints that would deter other resource development.

IV. ATTACHMENTS

V. DATE: March 17, 1976 PREPARED BY: Dele P. Tubbs
 Deputy Director

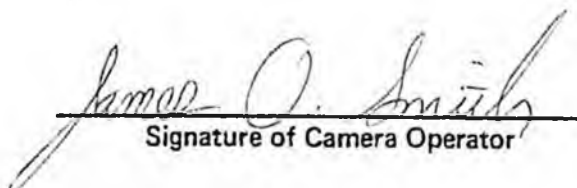
Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

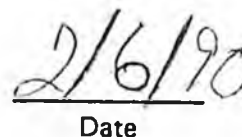


RECORDS CERTIFICATION



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 providing for the issuance of g.o. bonds, \$4,015,000, for the purpose of paying the cost of state fair facilities construction; effective date."

COMMITTEE REPORT

(a)

4/15/76

HOUSE

Mr. Speaker:

Date _____

The Committee on FINANCE has had HB 787

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 providing for the issuance of general obligation bonds in the amount of \$4,015,000 for the purpose of paying the cost of state fair facilities construction; and providing for an effective date."

COMMITTEE REPORT

HOUSE

2/17/76

FINANCE

Mr. Speaker:

Date 4-15-76

The Committee on RESOURCES has had HB 787

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:

Nels A. Anderson _____
Paul Brown _____
Leslie E. Swanson _____
Alvin Osterback _____
J. Huntington _____

Members NOT concurring in the Majority report:

Richard recommends: Do not pass unless amended
 _____ recommends:
 _____ recommends:
 _____ recommends:
 _____ recommends:

Nels A. Anderson Chairman

2187
Guthrie

Introduced: 2/17/76
Referred: Resources and
Finance

BY BRADNER, BROWN, COWPER,
HACKNEY, PARR AND WALLIS

1 IN THE HOUSE

2 HOUSE BILL NO. 787

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the issuance of general obliga-
7 tion bonds in the amount of \$4,015,000 for the purpose
8 of paying the cost of state fair facilities construc-
9 tion; and providing for an effective date."

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

11 * Section 1. For the purpose of paying the cost of state fair facilities
12 construction , general obligation bonds of the state in the principal amount
13 of not more than \$4,015,000 shall be issued and sold. The full faith, credit
14 and resources of the state are pledged to the payment of the principal of and
15 interest and redemption premium, if any, on these bonds. These bonds shall
16 be issued under the provisions of AS 37.15 as those provisions read at the
17 time of issuance.

18 * Sec. 2. If the issuance of these bonds is authorized by the qualified
19 voters of the state, a special fund of the state to be known as the "1976
20 State Fair Facilities Construction Fund" shall be established, to which shall
21 be credited the proceeds of the sale of the bonds described in sec. 1 of this
22 Act except for the accrued interest and premiums. There is appropriated from
23 the "1976 State Fair Facilities Construction Fund" to the Department of
24 Public Works the amount of \$4,015,000. The proceeds of these bonds shall be
25 allocated as follows:

- 26 (1) Southeast Alaska State Fair, Inc. (Haines).....\$ 378,125
- 27 (2) Ninilchik Fair Association (Ninilchik)..... 35,625
- 28 (3) Kodiak Jaycee Rodeo and State Fair (Kodiak)..... 321,875
- 29 (4) Tanana Valley Fair Association (Fairbanks)..... 1,262,500

COMMITTEE COPY

1 (5) Alaska State Fair, Inc. (Palmer)..... 2,016,875

2 * Sec. 3. If the issuance of these bonds is authorized by the qualified
3 voters of the state, the amount of \$14,052 or as much of that amount as is
4 found necessary is appropriated from the general fund of the state to the
5 state bond committee to carry out the provisions of this Act and to pay
6 expenses incident to the sale and issuance of the bonds authorized in this
7 Act. The amounts expended from the appropriation authorized by this section
8 shall be reimbursed to the general fund from the proceeds of the sale of the
9 bonds authorized by this Act.

10 * Sec. 4. The question whether the bonds authorized in this Act are to be
11 issued shall be submitted to the qualified voters of the state at the next
12 general election and shall read substantially as follows:

13 Proposition

14 State General Obligation State Fair Facilities
15 Construction Bonds \$4,015,000

16 Shall the State of Alaska issue its general obligation bonds
17 in the principal amount of not more than \$4,015,000 for the
18 purpose of paying the cost of state fair facilities con-
19 struction?

20 Bonds Yes []

21 Bonds No []

22 * Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-
23 070(c).
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ALASKA STATE LEGISLATURE

NINTH Legislature SECOND Session

HOUSE BILL NO. 707

By BRADNER, BROWN, WALLIS, PARR, HACKNEY, COWPER

"An Act providing for the issuance of general obligation bonds in the amount of \$4,015,000 for the purpose of paying the cost of state fair facilities construction; and providing for an effective date."

GOB bonds/state fair facilities

Introduced in the House 2/17, 1976

HISTORY IN THE HOUSE

19 76	Read first time and referred to Committee on
Feb 17	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: 2/17/76
Referred: Resources and
Finance

BY BRADNER, BROWN, COWPER,
HACKNEY, PARR AND WALLIS

1 IN THE HOUSE

2 HOUSE BILL NO. 787

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the issuance of general obliga-
7 tion bonds in the amount of \$4,015,000 for the purpose
8 of paying the cost of state fair facilities construc-
9 tion; and providing for an effective date."

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

11 * Section 1. For the purpose of paying the cost of state fair facilities
12 construction , general obligation bonds of the state in the principal amount
13 of not more than \$4,015,000 shall be issued and sold. The full faith, credit
14 and resources of the state are pledged to the payment of the principal of and
15 interest and redemption premium, if any, on these bonds. These bonds shall
16 be issued under the provisions of AS 37.15 as those provisions read at the
17 time of issuance.

18 * Sec. 2. If the issuance of these bonds is authorized by the qualified
19 voters of the state, a special fund of the state to be known as the "1976
20 State Fair Facilities Construction Fund" shall be established, to which shall
21 be credited the proceeds of the sale of the bonds described in sec. 1 of this
22 Act except for the accrued interest and premiums. There is appropriated from
23 the "1976 State Fair Facilities Construction Fund" to the Department of
24 Public Works the amount of \$4,015,000. The proceeds of these bonds shall be
25 allocated as follows:

26 (1) Southeast Alaska State Fair, Inc. (Haines).....\$ 378,125
27 (2) Ninilchik Fair Association (Ninilchik)..... 35,625
28 (3) Kodiak Jaycee Rodeo and State Fair (Kodiak)..... 321,875
29 (4) Tanana Valley Fair Association (Fairbanks)..... 1,262,500

1 (5) Alaska State Fair, Inc. (Palmer)..... 2,016,875

2 * Sec. 3. If the issuance of these bonds is authorized by the qualified
3 voters of the state, the amount of \$14,052 or as much of that amount as is
4 found necessary is appropriated from the general fund of the state to the
5 state bond committee to carry out the provisions of this Act and to pay
6 expenses incident to the sale and issuance of the bonds authorized in this
7 Act. The amounts expended from the appropriation authorized by this section
8 shall be reimbursed to the general fund from the proceeds of the sale of the
9 bonds authorized by this Act.

10 * Sec. 4. The question whether the bonds authorized in this Act are to be
11 issued shall be submitted to the qualified voters of the state at the next
12 general election and shall read substantially as follows:

13 Proposition

14 State General Obligation State Fair Facilities

15 Construction Bonds \$4,015,000

16 Shall the State of Alaska issue its general obligation bonds
17 in the principal amount of not more than \$4,015,000 for the
18 purpose of paying the cost of state fair facilities con-
19 struction?

20 Bonds Yes []

21 Bonds No []

22 * Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-
23 070(c).

Introduced: 2/17/76
Referred: Resources and
Finance

BY BRADNER, BROWN, COWPER,
HACKNEY, PARR AND WALLIS

1 IN THE HOUSE

2 HOUSE BILL NO. 787

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the issuance of general obliga-
7 tion bonds in the amount of \$4,015,000 for the purpose
8 of paying the cost of state fair facilities construc-
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18 * Sec. 2. If the issuance of these bonds is authorized by the qualified
19 voters of the state, a special fund of the state to be known as the "1976
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3 voters of the state, the amount of \$14,052 or as much of that amount as is
4 found necessary is appropriated from the general fund of the state to the
5 state bond committee to carry out the provisions of this Act and to pay
6 expenses incident to the sale and issuance of the bonds authorized in this
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14 State General Obligation State Fair Facilities

15 Construction Bonds \$4,015,000

16 Shall the State of Alaska issue its general obligation bonds
17 in the principal amount of not more than \$4,015,000 for the
18 purpose of paying the cost of state fair facilities con-
19 struction?

20 Bonds Yes []

21 Bonds No []

22 * Sec. 5. This Act takes effect immediately in accordance with AS 01.10.
23 070(c).

Introduced: 2/17/76
Referred: Resources and
Finance

BY BRADNER, BROWN, COWPER,
HACKNEY, PARR AND WALLIS

1 IN THE HOUSE

2 HOUSE BILL NO. 787

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the issuance of general obliga-
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9 tion; and providing for an effective date."

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

11 * Section 1. For the purpose of paying the cost of state fair facilities
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14 and resources of the state are pledged to the payment of the principal of and
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19 voters of the state, a special fund of the state to be known as the "1976
20 State Fair Facilities Construction Fund" shall be established, to which shall
21 be credited the proceeds of the sale of the bonds described in sec. 1 of this
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6 expenses incident to the sale and issuance of the bonds authorized in this
7 Act. The amounts expended from the appropriation authorized by this section
8 shall be reimbursed to the general fund from the proceeds of the sale of the
9 bonds authorized by this Act.

10 * Sec. 4. The question whether the bonds authorized in this Act are to be
11 issued shall be submitted to the qualified voters of the state at the next
12 general election and shall read substantially as follows:

13 Proposition

14 State General Obligation State Fair Facilities

15 Construction Bonds \$4,015,000

16 Shall the State of Alaska issue its general obligation bonds
17 in the principal amount of not more than \$4,015,000 for the
18 purpose of paying the cost of state fair facilities con-
19 struction?

20 Bonds Yes []

21 Bonds No []

22 * Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-
23 070(c).



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

"An Act making a special appropriation to the Department of Education to establish a center for the Alaska Rural Teacher Training Corps in the Alaska Peninsula-Aleutian Islands; e.d."

COMMITTEE REPORT

2/20/76

HOUSE

Mr. Speaker:

Date 3-5-76

The Committee on FINANCE has had HB 788

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR _____ AND THAT

CS FOR _____ DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

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

Members NOT concurring in the Majority report:

<u>[Signature]</u>	recommends: <u>none</u>
_____	recommends:
_____	recommends:
_____	recommends:
_____	recommends:

[Signature] Chairman

Introduced: 2/17/76
Referred: Select Committee on
Education and Finance

1 IN THE HOUSE

BY OSTERBACK

2 HOUSE BILL NO. 788

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Education to establish a center for the Alaska
8 Rural Teacher Training Corps in the Alaska Peninsula-
9 Aleutian Islands; and providing for an effective date."

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

11 * Section 1. The sum of \$87,000 is appropriated from the general fund
12 to the Department of Education for the purpose of establishing a center for
13 the Alaska Rural Teacher Training Corps in the Alaska Peninsula-Aleutian
14 Islands.

15 * Sec. 2. The unexpended and unobligated portion of this appropriation
16 lapses into the general fund June 30, 1977.

17 * Sec. 3. This Act takes effect upon certification by the commissioner
18 of education to the governor that appropriated federal funds are available
19 under federal law in fiscal year 1977 to maintain at least three centers for
20 the Alaska Rural Teacher Training Corps.

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THE LEGISLATURE OF THE STATE OF ALASKA

FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. H.B. # 788

Title: Special appropriation for center for Rural Tch. Training Corps in the

Requested by: Alaska Peninsula-Aleutian Islands. Date: 2/19/76

Return Date Requested: House HESS Committee

Agency: Education Program: Pre. elementary & secondary ARTTC

II. FISCAL DETAIL

Budget Request Unit(s) Affected: _____

A. EXPENDITURES: (Thousands of dollars)

OE		FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100	PERSONAL SERVICES		50.8				
200	TRAVEL		21.0				
300	CONTRACTUAL		7.7				
400	COMMODITIES		3.5				
500	EQUIPMENT		4.0				
600	LAND & STRUCTURES						
700	GRANTS, CLAIMS, ETC.						
	TOTAL		87.0				

B. FUNDING: (Thousands of dollars)

	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
GENERAL FUND		87.0				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
PERMANENT/TEMPORARY	/	/	/	/	/	/
MAN MONTHS (P./T.)	/	/	/	/	/	/

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

See attached for analysis.

IV. ATTACHMENTS

V. DATE: 3/19/76 PREPARED BY: [Signature]

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



Pouch V
JUNEAU ALASKA
99811

Alaska State Legislature

House

SELECT COMMITTEE ON EDUCATION

MINUTES

(907) 465-4951
or
(907) 465-3729

February 19, 1976

Present: Parr, Davis, Osterback, Ostrosky, Swanson,
Sullivan, Wallis & Beirne

Absent: Hackney

Testifying: Mr. D.M. (Mick) Murphy, Executive Director of
Cross-Cultural Education Development Program,
Department of Education

Mr. Dave Osterback, Department of Education,
Region X

Mr. Andy Warwick, Commissioner, Department of
Administration

Mr. Charles Ferguson, Chancellor, University of
Alaska, Southeast

Mr. Larry Eppenbach, Deputy Commissioner, Depart-
ment of Revenue (sponsoring the State Treasury)

HB 788

Chairman Parr called the meeting or order at 3:05 PM. The first bill considered was HB 788 requesting a special appropriation of \$87,000 to the Department of Education to establish a center for the Alaska Rural Teacher Training Corps in the Alaska Peninsula-Aleutian Islands.

Testifying first was Mr. Murphy who said the State Department of Education is the agency to which the State appropriations and federal grants approved for operation of the Cross-Cultural Program come, and in turn the bulk of which is contracted to the University of Alaska, AMU and Sheldon Jackson for the instruction program. He gave an outline of the present program, areas covered (Kotzebue, Dillingham, Tanana and Fort Yukon), degrees offered and conferred, etc. since the beginning of the program in 1970. The program is staffed by U/A teachers stationed in the areas named. There are presently 105 students (60 full time). He explained that if HB 788 were passed they could expand their program to cover the Alaska Pen-Aleutian Island area. Each location established is done so through public hearings so the local people can best determine the physical location. The Chain is not covered at this time with any State support; only federal grants are

received, requested through the faculty. If HB 788 is not passed, and the Bilingual Grant is received, they could maintain a minimal program at the Bilingual location but it would not be adequate for the entire area.

Rep. Ostrosky asked what the application of the requested \$87,000 would be. Mr. Murphy said it would maintain the federally funded program at a maintenance level. It is estimated they can attract about 80 full time undergraduate students at this time. Mr. Murphy described the program which would be established through the funds from HB 788.

Next testifying was Mr. Dave Osterback, who explained his present work time was between the Department of Education (51%) and the Region X Offices (49%). As administrator and specialist facilitator of various areas of education, including post-secondary education he is currently working on the Aleutian area. Mr. Osterback called it a neglected area and the trend is to continue this neglect. He gave a description of the area, population, present facilities, and the needs. Educational needs are for those programs (fishing, geology, etc.) representing particular interests to that locale which would enhance the ability of the local people to be productive. There are no post-secondary facilities in the area at this time and few students leaving the area for this education are successful; become dissatisfied because programs being taught outside their area are not relevant. U/A has not made an effort to start post-secondary programs but the new U/A Vice President for Rural Educational Affairs, Elaine Ramos, has expressed great interest in the area. Mr. Osterback felt that it was important to put pressure on the U/A to establish the educational needs in the area.

Rep. Beirne said she felt the amount requested was a modest amount for such a program. Mr. Murphy said each field center funded this year was for under 1/2 million dollars. He emphasized his Program was not an institution (expenses were therefore less) but it could be absorbed into an institution. He said they are presently contracting with U/A people (teachers) and the funds requested will all be contracted through the U/A.

Action Rep. Wallis made a motion to pass the bill out of the Committee, Rep. Sullivan seconded the motion, and it passed unanimously.

HB 617 The next bill before the Committee was HB 617, relating to G.O. Bonds of \$15,000,000 for paying costs of capital improvements for the University of Alaska.

First testifying was Mr. Andy Warwick, Commissioner, Department of Administration, who said the Governor had limited G.O. Bonds to \$240 million. The original request from the University was for \$67 million, which was negotiated downwards to \$27 million and then whittled down again by the Governor's Budget Review Committee to \$15,000,000. Major differences between the

February 27, 1976

M E M O R A N D U M

TO: Representative Clark Gruening
House Finance Committee

FROM: Glen K. Vernon
Fiscal Analyst
Legislative Finance Division

SUBJECT: HB 788 and other budget matters relating to ARTTC
and Education

In response to several questions you posed, the following is presented:

1. You asked about the \$104.9 grant increase shown under ARTTC Contractual Services on page 94 of the budget short form. Actually, the \$104.9 figure is a bit misleading, as it reflects only contractual services, and does not reflect a redistribution of some funding from 03 to 08 suggested by the Governor. A better way to consider this budget might be to look at the total difference between FY 77 Requested and FY 76 Authorized. Here you will note a difference of \$170.9; \$23.8 of that difference is due to a Revised Program. These increases reflect increased costs in the ARTTC program due partly to U of A salary increases.

2. The ARTTC program is designed to offer a post-secondary teaching degree to persons remote from existing campuses. It has, in the past, been mainly an undergraduate program, but now offers graduate degrees and retraining of certified teachers as well. By June of 1976 about 67 students will have graduated through the program, 60% of whom will hold educational positions in Alaskan communities.

3. HB 788 seeks to extend the ARTTC concept into the Alaska Peninsula-Aleutian Islands area. It departs from the current program in that the funding is all from the state. Section 3 of HB 788 seems to imply that the \$87,000 will somehow generate more federal grant funds. Such is not the case. Presently available federal funds for the ARTTC program will not be affected by the passage of this bill. What is being proposed here is simply an extension of a federal program using state funds.

Representative Clark Gruening
Page 2
February 27, 1976

4. Finally, your questions relative to certain proposed changes in the School Foundation Program and proposed by particular legislation are shown on the attached information. It would probably be well for us to go over this information together.

GKV:pw
Attachment (1)

*Fuli 23
H. B. 601*

	<u>Reduction</u> Due to SB 491	<u>Increase</u> 25,000 to 26,000 SB 610	<u>Increase</u> 93% to 95% H.B. 601
Anchorage	969,617	1,923,407	961,292
Bristol Bay		34,101	16,082
Cordova	2,370	52,423	15,041
Craig		17,935	2,489
Dillingham	3,159	48,321	7,455
Fairbanks	223,150	638,176	325,301
Galena		21,237	1,284
Haines	3,159	37,392	15,175
Hoonah		24,696	1,692
Hydaburg		14,938	782
Juneau	17,773	279,594	103,511
Kake		22,407	1,166
Kenai	36,730	370,140	213,925
Ketchikan		175,423	89,836
King Cove		18,210	1,354
Klawock		6,378	527
Kodiak		177,332	54,296
Matanuska-Susitna	59,638	234,011	114,857
Nenana	1,579	26,992	2,742
Nome	2,764	89,810	8,825
North Slope		131,652	74,434
Pelican		6,042	2,326
Petersburg	5,924	47,808	14,338
Selawik		28,938	830
Sitka	782	127,530	53,317
Skagway		21,126	10,399
St. Mary's		19,425	599
Unalaska		19,275	4,954
Valdez	6,714	89,880	48,300
Wrangell		50,400	10,788
Yakutat		23,807	1,227
REAA Schools		<u>1,527,964</u>	
	<u>1,333,359</u>	<u>6,306,200</u>	<u>2,159,142</u>

Interest on 1976-77 of \$1,396.77

Eastern District

2058

2058	36274	4200395	4885530	1885151	951272	108827	809587	492815	6.038
27	276	135198	838522	50374	16082	828	3451	5917	1.007
28	276	135198	838522	50374	16082	828	3451	5917	1.007
29	557	1274739	1356105	81366	15041	1671	453	28917	7.213
30	151	421285	44816	12581	2429	453	-	28917	6.817
31	407	1190411	146716	75505	7455	1211	5195	74047	6.719
32	9670	1503455	1594730	95775	325301	29010	211371	464195	6.413
33	146	52324	55766	33477	1284	437	6800	27458	5.577
34	469	410072	968472	58070	15175	1407	5231	66609	7.519
35	255	600745	637078	38333	1692	765	1743	37517	6.245
36	129	351117	373515	27403	782	387	-	22798	6.473
37	294	4482	655442	657703	419261	103511	212728	295548	4.516
38	205	526688	156275	33607	1166	615	19215	34138	6.455
39	5703	9350847	744512	576665	215925	17109	7974	674266	7.275
40	2658	4122440	4353574	263134	89836	7974	39140	309836	7.468
41	127	462501	492127	29678	1354	381	-	30601	6.516
42	57	149843	159404	9561	527	171	-	9919	6.618
43	2208	4166594	445455	265561	54226	624	14124	299409	7.186
44	3452	5497940	5549046	351106	114857	10377	67206	388280	7.067
45	210	651035	622605	41590	2742	650	2092	41529	6.356
46	21	210	228283	137376	8525	2588	32155	110678	5.147
47	1084	3753436	5461143	209709	74434	3252	10185	267904	8.237
48	39	121505	161174	7667	2326	117	-	11878	7.540
49	630	1123119	1177440	71721	14332	1890	5021	76123	6.719
50	197	690534	737406	44072	830	531	-	4311	6.419
51	1790	7499127	127530	191208	53317	5370	16216	227937	7.416
52	235	423310	527797	31667	10374	705	5056	36307	7.215
53	111	479799	509718	50579	549	333	-	30545	6.457
54	123	450981	479795	28974	434	369	-	33379	9.401
55	84	1111193	1257144	137957	47300	3543	35048	144466	6.473
56	617	1173851	1257144	85297	10782	1251	1395	47834	7.208
57	190	2492955	531262	51209	1227	570	1918	305412	6.130

Interest on 1976-77 of \$1,396.77

2058

2058	36274	4200395	4885530	1885151	951272	108827	809587	492815	6.038
27	276	135198	838522	50374	16082	828	3451	5917	1.007
28	276	135198	838522	50374	16082	828	3451	5917	1.007
29	557	1274739	1356105	81366	15041	1671	453	28917	7.213
30	151	421285	44816	12581	2429	453	-	28917	6.817
31	407	1190411	146716	75505	7455	1211	5195	74047	6.719
32	9670	1503455	1594730	95775	325301	29010	211371	464195	6.413
33	146	52324	55766	33477	1284	437	6800	27458	5.577
34	469	410072	968472	58070	15175	1407	5231	66609	7.519
35	255	600745	637078	38333	1692	765	1743	37517	6.245
36	129	351117	373515	27403	782	387	-	22798	6.473
37	294	4482	655442	657703	419261	103511	212728	295548	4.516
38	205	526688	156275	33607	1166	615	19215	34138	6.455
39	5703	9350847	744512	576665	215925	17109	7974	674266	7.275
40	2658	4122440	4353574	263134	89836	7974	39140	309836	7.468
41	127	462501	492127	29678	1354	381	-	30601	6.516
42	57	149843	159404	9561	527	171	-	9919	6.618
43	2208	4166594	445455	265561	54226	624	14124	299409	7.186
44	3452	5497940	5549046	351106	114857	10377	67206	388280	7.067
45	210	651035	622605	41590	2742	650	2092	41529	6.356
46	21	210	228283	137376	8525	2588	32155	110678	5.147
47	1084	3753436	5461143	209709	74434	3252	10185	267904	8.237
48	39	121505	161174	7667	2326	117	-	11878	7.540
49	630	1123119	1177440	71721	14332	1890	5021	76123	6.719
50	197	690534	737406	44072	830	531	-	4311	6.419
51	1790	7499127	127530	191208	53317	5370	16216	227937	7.416
52	235	423310	527797	31667	10374	705	5056	36307	7.215
53	111	479799	509718	50579	549	333	-	33379	9.401
54	123	450981	479795	28974	434	369	-	33379	9.401
55	84	1111193	1257144	137957	47300	3543	35048	144466	6.473
56	617	1173851	1257144	85297	10782	1251	1395	47834	7.208
57	190	2492955	531262	51209	1227	570	1918	305412	6.130

Interest on 1976-77 of \$1,396.77

2058

2058	36274	4200395	4885530	1885151	951272	108827	809587	492815	6.038
27	276	135198	838522	50374	16082	828	3451	5917	1.007
28	276	135198	838522	50374	16082	828	3451	5917	1.007
29	557	1274739	1356105	81366	15041	1671	453	28917	7.213
30	151	421285	44816	12581	2429	453	-	28917	6.817
31	407	1190411	146716	75505	7455	1211	5195	74047	6.719
32	9670	1503455	1594730	95775	325301	29010	211371	464195	6.413
33	146	52324	55766	33477	1284	437	6800	27458	5.577
34	469	410072	968472	58070	15175	1407	5231	66609	7.519
35	255	600745	637078	38333	1692	765	1743	37517	6.245
36	129	351117	373515	27403	782	387	-	22798	6.473
37	294	4482	655442	657703	419261	103511	212728	295548	4.516
38	205	526688	156275	33607	1166	615	19215	34138	6.455
39	5703	9350847	744512	576665	215925	17109	7974	674266	7.275
40	2658	4122440	4353574	263134	89836	7974	39140	309836	7.468
41	127	462501	492127	29678	1354	381	-	30601	6.516
42	57	149843	159404	9561	527	171	-	9919	6.618
43	2208	4166594	445455	265561	54226	624	14124	299409	7.186
44	3452	5497940	5549046	351106	114857	10377	67206	388280	7.067
45	210	651035	622605	41590	2742	650	2092	41529	6.356
46	21	210	228283	137376	8525	2588	32155	110678	5.147
47	1084	3753436	5461143	209709	74434	3252	10185	267904	8.237
48	39	121505	161174	7667	2326	117	-	11878	7.540
49	630	1123119	1177440	71721	14332	1890	5021	76123	6.719
50	197	690534	737406	44072	830	531	-	4311	6.419
51	1790	7499127	127530	191208	53317	5370	16216	227937	7.416
52	235	423310	527797	31667	10374	705	5056	36307	7.215
53	111	479799	509718	50579	549	333	-	33379	9.401
54	123	450981	479795	28974	434	369	-	33379	9.401
55	84	1111193	1257144	137957	47300	3543	35048	144466	6.473
56	617	1173851	1257144	85297	10782	1251	1395	47834	7.208
57	190	2492955	531262	51209	1227	570	1918	305412	6.130

Increase in 1976 over 1975
Adjustments

23500 Unit of 5500 Unit

2-10-75

School Dist.	1976-77	1975-76	1976-77	1975-76	Increase between 23500 + 25000	Increase between 23500 + 25000	Increase between 23500 + 25000	Increase between 23500 + 25000	Increase Percent in '76 level of August '76		
1	Alameda	2058	36274	4200395	42085530	2885132	961272	108822	209537	778015	6.038
2	Brentwood	27	276	755198	838522	50324	16052	828	5451	59127	7.502
3	Cordova	42	557	1274759	1356105	21366	15041	1671	2790	91746	7.213
4	Craig	15	151	421285	448156	26581	2429	453	-	28917	6.864
5	Del Norte	22	407	1190411	1266416	76005	7455	1221	5195	74042	6.219
6	El Dorado	516	9370	15034455	15994230	959775	325301	29010	271891	934175	6.413
7	Elk	16	146	523824	557006	33472	1284	452	6800	27458	5.277
8	Flower	33	459	910072	963142	58070	15175	1407	5231	66607	7.319
9	Hamilton	24	255	600745	637078	38333	1692	765	1743	37517	6.245
10	Mariposa	12	129	351112	373515	22403	782	387	-	22798	6.473
11	Mariposa	294	4482	6568442	6557703	419261	103511	13446	212728	296598	4.516
12	Mariposa	21	205	526688	560295	33607	1166	615	-	34158	6.455
13	Mariposa	395	5703	9350847	9724512	576665	213925	17109	99215	694266	7.425
14	Mariposa	185	2658	4122440	4353574	263134	89836	7974	37170	307856	7.468
15	Mariposa	15	127	462501	472129	29628	1354	381	-	30601	6.616
16	Mariposa	6	57	149843	159404	9561	527	171	-	9917	6.618
17	Mariposa	177	2208	4166594	4452455	285361	54296	6624	14124	297409	7.186
18	Mariposa	241	3459	5497940	5849046	351106	114857	10377	69206	388280	7.622
19	Mariposa	21	210	651035	692605	41570	2742	650	2092	41590	6.358
20	Mariposa	72	956	2151607	2233783	137376	8525	2568	3255	110678	5.144
21	Mariposa	106	1084	3253436	3461143	207707	74434	3252	10185	267904	8.237
22	Mariposa	6	39	121505	131174	9669	2322	117	-	11878	7.540
23	Mariposa	45	630	1123119	1177840	71721	14332	1890	3021	76148	6.750
24	Mariposa	21	197	690554	734406	43852	830	591	-	4311	6.419
25	Mariposa	130	1790	2994122	3125330	191208	53317	5370	16216	227939	7.446
26	Mariposa	21	235	475310	527779	31669	10379	705	5056	36307	7.315
27	Mariposa	15	111	479199	509778	30579	599	333	-	30845	6.457
28	Mariposa	15	123	450981	474175	28794	4954	369	-	33379	7.401
29	Mariposa	84	1121	2111193	2255750	154757	44300	3543	35048	147466	6.843
30	Mariposa	50	617	1173852	1257144	83292	10782	1851	1395	92834	7.902
31	Mariposa	17	190	499255	531464	31909	1227	570	1918	30342	6.130
32	Total		74476	115367182	120614059	7246877	2159142	225488	1676887	7505644	

STATE OF ALASKA
THE LEGISLATURE

POUCH Y STATE CAPITOL
BUREAU ALASKA 99501
907 465 3800

LEGISLATIVE AFFAIRS AGENCY

February 11, 1976

MEMORANDUM

SUBJECT: Appropriation for AATTC (W. O. #2186)

TO: Honorable Alvin Osterback

FROM: James J. Owers, Research Analyst

The attached draft bill provides for special appropriation in the amount of \$87,000 from the general fund.

There does not appear to be a need to spell out the entire detail of the program in the legislation since the Alaska Rural Teacher Training Corps. is a well established program in the State. Their method of operation dovetails closely with the research outline you sent us.

In Section 3 of the bill, the appropriation is made contingent upon the receipt of Federal funds. The reason for this is that virtually the entire budget for the ARTTC comes from Federal sources as can be seen in Governor Hammond's FY77 Budget Request. Without receipt of Federal funds, it would not be feasible to conduct this program in just one area with state funds.

JO:rin

Attachment



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
SENATE

5/13/76

5/26/76

Date

Mr. President:

The Committee on Finance has had HB 788'
special appropriation to establish a center for the Alaska Rural Training
under consideration. A majority of the members of the Committee Corps

recommends it do pass

recommends it do not pass

recommends it do pass with attached amendment(s)

recommends it be replaced with ^{HESS} CS for HB 788 and that

^{HESS} CS for HB 788 do pass *be reported out with individual recommendations*

(and) recommends it be referred to the _____
committee

reports it back without recommendation

AND attaches a report of its intent

(other) _____

MEMBERS SIGNING THE MAJORITY REPORT:

<u>Bill Gray</u>	<u>NO REC</u>	_____
<u>John Burtovich</u>	<u>✓</u>	_____
<u>John Chace</u>	<u>✓</u>	_____
_____	_____	_____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

_____	recommends:	_____
_____	recommends:	<u>DO PASS</u>
<u>Raymond...</u>	recommends:	<u>DO PASS</u>

Bill Gray
Chairman

HB 788

STATE OF ALASKA
THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800

LEGISLATIVE AFFAIRS AGENCY

February 11, 1976

MEMORANDUM

SUBJECT: Appropriation for AATTC (W. O. #2186)

TO: Honorable Alvin Osterback

FROM: James ^{J.O.} Jowers, Research Analyst

The attached draft bill provides for special appropriation in the amount of \$87,000 from the general fund.

There does not appear to be a need to spell out the entire detail of the program in the legislation since the Alaska Rural Teacher Training Corps. is a well established program in the State. Their method of operation dovetails closely with the research outline you sent us.

In Section 3 of the bill, the appropriation is made contingent upon the receipt of Federal funds. The reason for this is that virtually the entire budget for the ARTTC comes from Federal sources as can be seen in Governor Hammonds's FY77 Budget Request. Without receipt of Federal funds, it would not be feasible to conduct this program in just one area with state funds.

JO:rin

Attachment

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

I. REQUEST

Bill No. H.B. # 788

Title: Special appropriation for center for Rural Tchr. Training Corps in the

Requested by: Alaska Peninsula-Aleutian Islands. Date: 2/19/76

Return Date Requested: House HESS Committee

Agency: Education Program: Pre. elementary & secondary

ARTTC

II. FISCAL DETAIL

Budget Request Unit(s) Affected: _____

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES		50.8				
200 TRAVEL		21.0				
300 CONTRACTUAL		7.7				
400 COMMODITIES		3.5				
500 EQUIPMENT		4.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		87.0				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		87.0				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

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

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

See attached for analysis.

IV. ATTACHMENTS

V. DATE: 2/19/76 PREPARED BY: William A. Thomas

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

HB 788

STATE OF ALASKA
THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800

LEGISLATIVE AFFAIRS AGENCY

February 11, 1976

MEMORANDUM

SUBJECT: Appropriation for AATTC (W. O. #2186)

TO: Honorable Alvin Osterback

FROM: James ^{J.O.} Owers, Research Analyst

The attached draft bill provides for special appropriation in the amount of \$87,000 from the general fund.

There does not appear to be a need to spell out the entire detail of the program in the legislation since the Alaska Rural Teacher Training Corps. is a well established program in the State. Their method of operation dovetails closely with the research outline you sent us.

In Section 3 of the bill, the appropriation is made contingent upon the receipt of Federal funds. The reason for this is that virtually the entire budget for the ARTTC comes from Federal sources as can be seen in Governor Hammonds's FY77 Budget Request. Without receipt of Federal funds, it would not be feasible to conduct this program in just one area with state funds.

JO:rin

Attachment

THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. H.B. # 788

Title: Special appropriation for center for Rural Tchr. Training Corps in the
Requested by: Alaska Peninsula-Aleutian Islands. Date: 2/19/76

Return Date Requested: ASAP
House HESS Committee

Agency: Education Program: Pre, elementary & secondary
ARTTC

II. FISCAL DETAIL

Budget Request Unit(s) Affected: _____

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES		50.8				
200 TRAVEL		21.0				
300 CONTRACTUAL		7.7				
400 COMMODITIES		3.5				
500 EQUIPMENT		4.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		87.0				

B. FUNDING: (Thousands of dollars)

GENERAL FUND		87.0				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

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

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

See attached for analysis.

IV. ATTACHMENTS

V. DATE: 2/19/76

PREPARED BY: William W. Thomas

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

Original sponsor: Osterback

Offered: 5/13/76
Preferred: Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2

SENATE CS FOR HOUSE BILL NO. 788

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

NINTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act making a special appropriation to the Department
7 of Education to develop an educational telecommunica-
8 tions systems propcsal; and providing for an effective
9 date."

10

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

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* Section 1. The sum of \$85,000 is appropriated from the general fund to
12 the Department of Education for the purpose of developing an` educational
13 telecommunications systems proposal for the state.

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* Sec. 2. This Act takes effect July 1, 1976.

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Original sponsor: Osterback

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Introduced: 2/17/76
Referred: Select Committee on
Education and Finance

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BY OSTERBACK

2 HOUSE BILL NO. 788

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4 NINTH LEGISLATURE - SECOND SESSION

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7 ment of Education to establish a center for the Alaska
8 Rural Teacher Training Corps in the Alaska Peninsula-
9 Aleutian Islands; and providing for an effective date."

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

11 * Section 1. The sum of \$87,000 is appropriated from the general fund
12 to the Department of Education for the purpose of establishing a center for
13 the Alaska Rural Teacher Training Corps in the Alaska Peninsula-Aleutian
14 Islands.

15 * Sec. 2. The unexpended and unobligated portion of this appropriation
16 lapses into the general fund June 30, 1977.

17 * Sec. 3. This Act takes effect upon certification by the commissioner
18 of education to the governor that appropriated federal funds are available
19 under federal law in fiscal year 1977 to maintain at least three centers for
20 the Alaska Rural Teacher Training Corps.

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