

LEG. FINANCE - BILLS 1975 - 1976 476

HB 842 thru HB 847 476



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 relating to instruction centers in public buildings; effective date."~~

"An Act relating to pay differentials between state ferry employees residing inside and outside the state."

COMMITTEE REPORT

3/11/76

HOUSE

Mr. Speaker:

Date March 18 1976

The Committee on FINANCE has had HB 842

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 842 AND THAT

CS FOR _____ DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

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

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

Introduced: 2/26/76
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 HOUSE BILL NO. 842

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to pay differentials between state
7 ferry employees residing inside and outside the state."

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

9 * Section 1. AS 23.40.040 is amended to read:

10 Sec. 23.40.040. COLLECTIVE BARGAINING AGREEMENT. The commissioner
11 of public works or his authorized representative, in accordance with
12 secs. 10 - 30 of this chapter, may negotiate and enter into collective
13 bargaining agreements concerning wages, hours, working conditions, and
14 other employment benefits with the employees of the division of marine
15 transportation engaged in operating the state ferry system as masters
16 or members of the crews of vessels or their bargaining agent. No
17 collective bargaining agreement is final without the concurrence of the
18 commissioner of public works. The commissioner of public works may
19 make provision in the collective bargaining agreement for the settlement
20 of labor disputes by arbitration, and for area differentials in pay as
21 between employees residing inside and outside the state, not to exceed
22 six pay steps.
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AMENDMENT.

1

OFFERED IN THE HOUSE:

BY: State Affairs

TO: _____ HOUSE BILL No. 842

SENATE BILL No. _____

PAGE: 1

LINE: 21

Insert a period (".") after the word "state" and delete rest of sentence.

2213
3-15

Original sponsor: Judiciary Committee



1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 842

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to pay differentials between state
7 ferry employees residing inside and outside the state."

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

9 Section 1. AS 23.40.040 is amended to read:

10 Sec. 23.40.040. COLLECTIVE BARGAINING AGREEMENT. The commissioner
11 of public works or his authorized representative, in accordance with
12 secs. 10 - 30 of this chapter, may negotiate and enter into collective
13 bargaining agreements concerning wages, hours, working conditions, and
14 other employment benefits with the employees of the division of marine
15 transportation engaged in operating the state ferry system as masters
16 or members of the crews of vessels or their bargaining agent. No
17 collective bargaining agreement is final without the concurrence of the
18 commissioner of public works. The commissioner of public works may
19 make provision in the collective bargaining agreement for the settlement
20 of labor disputes by arbitration. A collective bargaining agreement
21 negotiated under authority of this section shall provide for an area
22 differential in pay as between employoes residing inside and outside
23 the state to reflect the difference in the cost of living for those
24 employees.
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CORRECTION

THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY

Clubs 2213
3-15

Original sponsor: Judiciary Committee



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IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

CS FOR HOUSE BILL NO. 842

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act relating to pay differentials between state ferry employees residing inside and outside the state."

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

* Section 1. AS 23.40.040 is amended to read:

Sec. 23.40.040. COLLECTIVE BARGAINING AGREEMENT. The commissioner of public works or his authorized representative, in accordance with secs. 10 - 30 of this chapter, may negotiate and enter into collective bargaining agreements concerning wages, hours, working conditions, and other employment benefits with the employees of the division of marine transportation engaged in operating the state ferry system as masters or members of the crews of vessels or their bargaining agent. No collective bargaining agreement is final without the concurrence of the commissioner of public works. The commissioner of public works may make provision in the collective bargaining agreement for the settlement of labor disputes by arbitration. A collective bargaining agreement negotiated under authority of this section shall provide for an area differential in pay as between employees residing inside and outside the state to reflect the difference in the cost of living for those employees.



STATE OF ALASKA
THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY

POUCH - STATE CAPITOL
JUNEAU, ALASKA 99801

MEMORANDUM

March 12, 1976

SUBJECT: Legal issues involved in a legislative proposal to require any collective bargaining agreement entered into between the state and ferry employees to include an area pay differential as between employees residing inside and outside the state.

TO: Representative Gardiner

FROM: Joe Guthrie

This legislative proposal must be analyzed in terms of the two roles in which the state is cast vis-a-vis negotiating with ferry employees. First, the state is an employer, negotiating a contract with its employees on the various subjects incidental to their employment. As such, it is subject to federal and state law regarding employer-employee relations. Secondly, this proposal is a manifestation of legislative belief that a pay differential between ferry employees residing inside and outside the state is right, just, and a fair labor practice in particular labor management negotiations. As such this exercise of the state's power is "state action" subject to the constraints placed on the state's exercise of power by the U. S. Constitution.

As an employer, the state is subject to the Public Employment Relations Act (AS 23.40.070-260) and also federal laws governing labor practices. The proposal does not seem to fall within the prohibitions of any of the acts we reviewed, although our review was by no means exhaustive. A person with greater familiarity with the subject area would be able to furnish the committee with a more reliable answer.

As state action, this proposal is subject to the limitations imposed on the state's exercise of power by the Supremacy Clause of the U. S. Constitution. This means that if federal law regarding collective bargaining with respect to seamen is contrary to our proposal, or if federal law manifests an intent to exclude state regulation from the particular subject area addressed by this proposal, the proposal is

Representative Gardiner
March 12, 1976
Page #2

unconstitutional. A state law conflicts with federal law when both regulations cannot be enforced without impairing federal superintendance of the field. Our examination of federal law concerning collective bargaining and wages was hampered by our lack of comprehensive knowledge of this field, but we found no conflicts between the proposal and federal law, nor any intention on the part of federal law to preempt state regulation from the subject matter of this bill.

Preemption of state regulation may also be found even where the Congress has not enacted conflicting legislation or has not expressed an intention to preempt the field if the subject matter to be regulated are in their nature national in scope or admit of one uniform system or plan. In this system exclusive regulation by Congress is presumed to be required, and the state may not regulate in that area. In determining whether the state is preempted under that test, one might ask what would happen if all the states enacted statutes which provided for pay differentials reflecting the cost of living as between state employees residing inside and outside the state. If such a situation would result in confusion which would demand resolution by a uniform scheme, then it is self evident that state legislation in this field would be preempted. Since we have not found any cases which might be instructive on this issue, we can only be speculative as to how a court would resolve this issue.

As state action, this proposal is subject to the limitations imposed by the Fourteenth Amendment of the U. S. Constitution requiring that the state's exercise of power not deny equal protection of the laws. The proposal would draw a distinction between employees residing inside and outside the state. However, unless the proposal was found to penalize the exercise of the employees fundamental right to travel, a rational basis may be found for the discrimination by referring to the cost of living in both places, permitting a court to uphold this proposal. If the court construed this proposal as penalizing an employee's exercise of his fundamental right to travel, then the state would have to show a compelling state interest to justify the difference in treatment. However, the right to travel has usually been invoked to invalidate durational residency requirements which penalize persons who exercise their right to travel interstate by depriving them of eligibility for state benefits. It is our feeling that the threshold requisite for establishing an infringement of the right to travel is not reached by providing that an employee would lose pay if he moves from Southeast Alaska to Seattle.

Representative Gardiner
March 12, 1976
Page #3

As state action, this proposal is subject to the limitations imposed on the state's exercise of power by the Commerce Clause of the U. S. Constitution. The federal government is granted plenary power over the regulation of interstate commerce. While the states, in the exercise of their police power, may regulate that part of interstate commerce which occurs within the borders of the state if such regulation is not unduly burdensome, the police power does not extend to the regulation of commerce as between the states. Since this proposal would affect interstate ferry trips between Southeastern ports and Seattle, this proposal would infringe on the federal governments plenary power to regulate interstate commerce. A court would have to find that the state was acting in its role as employer, rather than regulator, in order for the commerce clause objection to be overcome.

JG:smh

FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. HB 842

Title: Pay Differentials between State Ferry Employees Residing Inside & Outside

Requested by: _____ Date: _____ Alaska

Return Date Requested: _____

Agency: Administration Program: Budget & Management

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Marine Transportation

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES			1,162.3	2,325.3	3,488.0	4,650.6
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL			1,162.3	2,325.3	3,488.0	4,650.6

B. FUNDING: (Thousands of dollars)

GENERAL FUND			1,162.3	2,325.3	3,488.0	4,650.6
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

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

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

See attachment.

IV. ATTACHMENTS

V. DATE: 4/15 PREPARED BY: Ronald B. Lind

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 Division of Marine Transportation

Ronald B. Lind, Director
 Division of Budget and Management
 Department of Administration

FISCAL EFFECTS
HB 842

(COLA for Marine Transportation Employees in Alaska)

UNIT	Average Monthly FY 77 Wages (Incl. Eligible Benefits)	COLA %	Resulting Monthly Increase for FY 78	Number of Alaskan Employees	Total Cost (Monthly)	Total Cost (Yearly)
IBU	\$2,755	31%	\$ 854	388	\$331,371	\$3,976,452
MEBA	3,760	30%	1,128	8	9,024	108,288
MM & P	3,834	30	1,150	41	47,158	565,896
Total					\$387,553	\$4,650,636

Assumptions & Methodology:

- (1) Average monthly wages are for the period from 7/1/76 to 6/30/77 and include actual average wages per signed contracts with the appropriate union with the exception of MEBA. Average monthly wages includes benefits which are eligible for increases when the basic wage increases (benefits computed at 50%).
- (2) COLA based upon U.S. Department of Labor - Autumn 1974 Urban Family Budgets & Comparative Indexes for Selected Urban Areas. The COLA for Alaska was based upon the Anchorage vs. Seattle indices for intermediate and high income families with some interpolation between the two.
- (3) The increases in monthly costs for FY 78 does not take into account any wage increases given to all employees; thus, the base wage is admittedly low.
- (4) Costs are in constant dollars at the FY 77 value.
- (5) Full COLA for Alaska resident ferry employees assumed to be implemented over a four year period in equal (1/4) increments. Thus, year 1 = (1/4) x (4,650,636); year 2 = (2/4) x (4,650,636); year 3 = (3/4) x (4,650,636); year 4 = (4/4) x (4,650,636).

SEE
REVISED
FISCAL NOTE
4/15/76

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

I. REQUEST

Bill No. House Bill 842
 Title: Pay Differential for State Ferry Employees
 Requested by: Legislative Finance Date: March 16, 1976
 Return Date Requested: March 17, 1976
 Agency: Public Works Program: Marine Transportation

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						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

B. FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

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

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

Any application of a pay differential would necessarily have to be applied in the form of a special cost of living allowance as opposed to a wage differential.

The cost of such an application would depend upon the rate established and cannot be defined in monetary terms herein.

The State is currently committed to a two year contract with IBU and a three year contract with MM & P. Negotiations are still in progress with MEBA.

Realistically, the first application of this differential cost of living allowance pay would come with the upcoming IBU renegotiations, followed the next year with both MM & P and MEBA.

IV. ATTACHMENTS

V. DATE: 3-17-76 PREPARED BY: [Signature]

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



RECORDS CERTIFICATION



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James O. Smith
Signature of Camera Operator

2/6/90
Date

"An Act relating to schools on military reservations; and providing for an effective date."

COMMITTEE REPORT

HOUSE

3/17/76

Mr. Speaker:

Date April 28 1976

The Committee on FINANCE has had EB 843

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>	_____	_____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

Introduced: 2/26/76
Referred: Select Committee on
Education and Finance

1 IN THE HOUSE

BY THE SELECT COMMITTEE ON EDUCATION

2 HOUSE BILL NO. 843

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to schools on military reservations;
7 and providing for an effective date."

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

9 * Section 1. All contracts or other obligations for professional services
10 created by a law amended by ch. 13, SLA 1975, and in effect on March 16, 1975,
11 remain in effect unless revoked or modified under the provisions of that Act.
12 It is the intent of the legislature that AS 14.20.147 apply to the transfer
13 of teachers under a contract for the operation of on-base schools between the
14 Department of Education and a borough school district under AS 14.14.110 and
15 that in any event no teacher receive a salary less than he would have received
16 under a contract in force on March 16, 1975, had he not been transferred.

17 * Sec. 2. This Act is retroactive to March 16, 1975.

18 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
19 070(c).

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RECORDS CERTIFICATION

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

James O. Smith
Signature of Camera Operator

2/6/90
Date

Introduced: 2/26/76
Referred: Commerce and
Finance

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 HOUSE BILL NO. 844

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act increasing the license fee for financial
institutions; and providing for an effective date."

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

* Section 1. AS 43.70.030(b) is amended to read:

10 (b) The license fee for each national bank and state bank, trust
11 company and savings and loan association is nine [SEVEN] per cent of its
12 net income. Net income means the taxable income of each taxpayer before
13 net operating loss deduction and special deductions, computed as re-
14 quired under the Internal Revenue Code of the United States and includes
15 all other income including income from federal, state or municipal
16 obligations. Each of these taxpayers required to make a return under
17 the provisions of the Internal Revenue Code shall at the same time file
18 with the department a return setting out the amount of tax due under
19 this chapter, and other information for the purpose of carrying out
20 the provisions of this chapter which the department requires. Each of
21 these taxpayers shall also at the same time file a true and correct
22 copy of the tax return which he has filed with the Internal Revenue
23 Service. Every taxpayer shall notify the department in writing of any
24 alteration in, or modification of his federal income tax return and of
25 a recomputation of tax or determination of deficiency.

26 * Sec. 2. This Act is retroactive to January 1, 1976 and relates only
27 to income earned or received after December 31, 1975.

28 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
29 070(c).

Introduced: 2/26/76
Referred: Commerce and
Finance

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 HOUSE BILL NO. 844

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act increasing the license fee for financial
7 institutions; and providing for an effective date."

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

* Section 1. AS 43.10.030(b) is amended to read:

9 (b) The license fee for each national bank and state bank, trust
10 company and savings and loan association is nine [SEVEN] per cent of its
11 net income. Net income means the taxable income of each taxpayer before
12 net operating loss deduction and special deductions, computed as re-
13 quired under the Internal Revenue Code of the United States and includes
14 all other income including income from federal, state or municipal
15 obligations. Each of these taxpayers required to make a return under
16 the provisions of the Internal Revenue Code shall at the same time file
17 with the department a return setting out the amount of tax due under
18 this chapter, and other information for the purpose of carrying out
19 the provisions of this chapter which the department requires. Each of
20 these taxpayers shall also at the same time file a true and correct
21 copy of the tax return which he has filed with the Internal Revenue
22 Service. Every taxpayer shall notify the department in writing of any
23 alteration in, or modification of his federal income tax return and of
24 a recomputation of tax or determination of deficiency.

25 * Sec. 2. This Act is retroactive to January 1, 1976 and relates only
26 to income earned or received after December 31, 1975.

27 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
28 070(c).
29

Introduced: 2/26/76
Referred: Commerce and
Finance

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 HOUSE BILL NO. 844

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act increasing the license fee for financial
7 institutions; and providing for an effective date."

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

9 * Section 1. AS 43.70.030(b) is amended to read:

10 (b) The license fee for each national bank and state bank, trust
11 company and savings and loan association is nine [SEVEN] per cent of its
12 net income. Net income means the taxable income of each taxpayer before
13 net operating loss deduction and special deductions, computed as re-
14 quired under the Internal Revenue Code of the United States and includes
15 all other income including income from federal, state or municipal
16 obligations. Each of these taxpayers required to make a return under
17 the provisions of the Internal Revenue Code shall at the same time file
18 with the department a return setting out the amount of tax due under
19 this chapter, and other information for the purpose of carrying out
20 the provisions of this chapter which the department requires. Each of
21 these taxpayers shall also at the same time file a true and correct
22 copy of the tax return which he has filed with the Internal Revenue
23 Service. Every taxpayer shall notify the department in writing of any
24 alteration in, or modification of his federal income tax return and of
25 a recomputation of tax or determination of deficiency.

26 * Sec. 2. This Act is retroactive to January 1, 1976 and relates only
27 to income earned or received after December 31, 1975.

28 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
29 070(c).

Introduced: 2/26/76
Referred: Commerce and
Finance

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 HOUSE BILL NO. 844

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act increasing the license fee for financial
7 institutions; and providing for an effective date."

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

9 * Section 1. AS 43.70.030(b) is amended to read:

10 (b) The license fee for each national bank and state bank, trust
11 company and savings and loan association is nine [SEVEN] per cent of its
12 net income. Net income means the taxable income of each taxpayer before
13 net operating loss deduction and special deductions, computed as re-
14 quired under the Internal Revenue Code of the United States and includes
15 all other income including income from federal, state or municipal
16 obligations. Each of these taxpayers required to make a return under
17 the provisions of the Internal Revenue Code shall at the same time file
18 with the department a return setting out the amount of tax due under
19 this chapter, and other information for the purpose of carrying out
20 the provisions of this chapter which the department requires. Each of
21 these taxpayers shall also at the same time file a true and correct
22 copy of the tax return which he has filed with the Internal Revenue
23 Service. Every taxpayer shall notify the department in writing of any
24 alteration in, or modification of his federal income tax return and of
25 a recomputation of tax or determination of deficiency.

26 * Sec. 2. This Act is retroactive to January 1, 1976 and relates only
27 to income earned or received after December 31, 1975.

28 * Sec. 3. This act takes effect immediately in accordance with AS 01.10.-
29 070(c).

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

I. REQUEST

Bill No. House Bill No. 844
 Title: An act increasing the license fee for financial institutions
 Requested by: R. D. Stevenson Date: February 27, 1976
 Return Date Requested: March 5, 1976
 Agency: Department of Revenue Program: _____

II. FISCAL DETAIL

Budget Request Unit(s) Affected: None

A. EXPENDITURES: (Thousands of dollars)

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

B. FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						

C. POSITIONS: None

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

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

N/A

IV. ATTACHMENTS see memorandum attached dated March 8, 1976.

V. DATE: 3-8-76 PREPARED BY: Gary L. Jenkins

Gary L. Jenkins
 Director
 Audit Division

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

MEMORANDUM

State of Alaska

TO: R. D. Stevenson
Special Assistant

DATE: March 9, 1976

FILE NO:

TELEPHONE NO:

FROM: Gary L. Jenkins
Director
Audit Division

SUBJECT: House Bill No. 844

This bill would increase the business license tax on banks and other financial institutions from 7 percent to 9 percent. Based on the 1974 returns, this would have generated an increase in the amount of tax paid by banks of \$231,849. The amount paid by banks for that year at the 7 percent rate was \$811,472.

Since this tax is on the net income of the financial institutions, it is very difficult to predict an exact income increase in the future. There would be no additional cost of administration of the program.

GLJ:lc

"An Act increasing the license fee for financial institutions; and providing for an effective date."

COMMITTEE REPORT

HOUSE

4/5/76

Mr. Speaker:

Date _____

The Committee on FINANCE has had HB 844

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 increasing the license fee for financial institutions; and providing for an effective date."

COMMITTEE REPORT

HOUSE

2/26/76

FINANCE

Mr. Speaker:

Date 4/5/76

The Committee on COMMERCE has had HB 844

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

(X) "other"

Members signing the Majority report:

① L. Bradley Do Pass

Joe McFerson Do Pass

Members NOT concurring in the Majority report:

② R. Kelley recommends: Do not Pass

John Foster recommends: Do not pass

Robbie recommends: Do not pass

③ Wes Rudd recommends: no rec.

④ _____ recommends: Do Not Pass

L. Bradley Chairman

2250
Hampshire

Introduced: 2/26/76
Referred: Commerce and
Finance

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 HOUSE BILL NO. 844

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act increasing the license fee for financial
7 institutions; and providing for an effective date."

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

9 * Section 1. AS 43.70.030(b) is amended to read:

10 (b) The license fee for each national bank and state bank, trust
11 company and savings and loan association is nine [SEVEN] per cent of its
12 net income. Net income means the taxable income of each taxpayer before
13 net operating loss deduction and special deductions, computed as re-
14 quired under the Internal Revenue Code of the United States and includes
15 all other income including income from federal, state or municipal
16 obligations. Each of these taxpayers required to make a return under
17 the provisions of the Internal Revenue Code shall at the same time file
18 with the department a return setting out the amount of tax due under
19 this chapter, and other information for the purpose of carrying out
20 the provisions of this chapter which the department requires. Each of
21 these taxpayers shall also at the same time file a true and correct
22 copy of the tax return which he has filed with the Internal Revenue
23 Service. Every taxpayer shall notify the department in writing of any
24 alteration in, or modification of his federal income tax return and of
25 a recomputation of tax or determination of deficiency.

26 * Sec. 2. This Act is retroactive to January 1, 1976 and relates only
27 to income earned or received after December 31, 1975.

28 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
29 070(c).

COMMITTEE COPY

ALASKA STATE LEGISLATURE

NINTH Legislature SECOND Session

HOUSE BILL NO. 844

By COMMERCE COMMITTEE

"An Act increasing the license fee for financial institutions and providing for an effective date."

Financial institutions/license fee

Introduced in the House 2/26, 1976.

HISTORY IN THE HOUSE

1976 Feb 26	<p>Read first time and referred to Committee on Commerce and Finance</p> <p>Reported back with recommendation that</p> <p>Read second time and</p> <p>Read third time and</p> <p style="text-align: center;">PASS Effective Date Yeas Yeas Nays Nays Absent Absent Excused Excused</p> <p style="text-align: center;">Reconsideration</p> <p style="text-align: center;">PASS Effective Date Yeas Yeas Nays Nays Absent Absent Excused Excused</p> <p>Reported correctly engrossed Signed by Speaker Sent to Senate</p>
----------------	--

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19	<p>Read first time and referred to Committee on</p> <p>Reported back with recommendation that</p> <p>Read second time and</p> <p>Read third time and</p> <p style="text-align: center;">PASS Effective Date Yeas Yeas Nays Nays Absent Absent Excused Excused</p> <p style="text-align: center;">Reconsideration</p> <p style="text-align: center;">PASS Effective Date Yeas Yeas Nays Nays Absent Absent Excused Excused</p> <p>Reported correctly engrossed Signed by President Returned to House</p>
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SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19	<p>Received from Senate</p> <p>Reported correctly enrolled</p> <p>Sent to Governor</p> <p>..... By Governor</p> <p>Filed with Lt. Governor</p> <p>Chapter No.</p>
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RECORDS CERTIFICATION



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

James O. Smith
Signature of Camera Operator

2/6/90
Date

COMMITTEE REPORT

4/23/76

HOUSE

Mr. Speaker:

Date 5-8-76

The Committee on FINANCE has had HB 846

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)

(x) recommends it BE REPLACED WITH CS FOR ^{Finance} HB 846 AND THAT

^{Finance} CS FOR HB 846 DO PASS

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

() reports it back WITHOUT RECOMMENDATION

() "other"

Members signing the Majority report:

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

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman

Original sponsor: Rules Committee by
request of the Governor

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 846 (Finance)

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 Fisheries Economic Impact Council;
7 and providing for an effective date."

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

9 * Section 1. AS 44.33 is amended by adding new sections to read:

10 ARTICLE 6. FISHERIES ECONOMIC IMPACT COUNCIL.

11 Sec. 44.33.250. FISHERIES ECONOMIC IMPACT COUNCIL. There is
12 created in the Department of Commerce and Economic Development the
13 Fisheries Economic Impact Council.

14 Sec. 44.33.255. PURPOSE OF COUNCIL. The council is created to
15 advise the governor of the probability of an area in the state becoming
16 economically impacted by a fisheries failure, of economic measures which
17 may be taken to alleviate the effects of the fisheries failure, and of
18 the advisability of designating an area as an area economically impacted
19 by a fisheries failure so that special emergency measures may be imple-
20 mented to alleviate the financial distress inherent in a fisheries
21 failure.

22 Sec. 44.33.260. MEMBERSHIP AND VACANCIES. The council consists of
23 the following seven directors: the commissioner of the Department of
24 Community and Regional Affairs, the commissioner of the Department of
25 Commerce and Economic Development, the commissioner of the Department of
26 Fish and Game, and four other persons appointed by the governor. The
27 four directors appointed by the governor serve at his pleasure for
28 three-year terms; they must be residents of the state and qualified
29 voters at the time of appointment and shall comply with the requirements

1 of AS 39.50. Initial terms of the four appointed directors are one,
2 two, three and four years, respectively. A director is eligible for
3 reappointment. A vacancy in a directorship occurring other than by
4 expiration of the term shall be filled in the same manner as the origi-
5 nal appointment for the unexpired term only.

6 Sec. 44.33.265. OFFICERS AND QUORUM. The commissioner of commerce
7 and economic development shall be chairman of the council. Four direc-
8 tors constitute a quorum.

9 Sec. 44.33.270. COMPENSATION AND EXPENSES. The directors of the
10 council serve without compensation but are entitled to travel expenses
11 and per diem as authorized by law.

12 Sec. 44.33.275. STAFF. Staff support for the council shall be
13 provided by the Department of Commerce and Economic Development. In
14 addition, the council may in its discretion employ an executive director
15 and other employees as required. Employees of the council, other than
16 the executive director, are in the classified service under AS 39.25.

17 Sec. 44.33.280. POWERS OF COUNCIL. The council may

18 (1) adopt bylaws for the conduct of its business;

19 (2) maintain an office at any location;

20 (3) accept a grant or gift from a governmental unit or
21 person, firm, or corporation to carry out the provisions of this chapter
22 make agreements with respect to a gift or grant, and do all things
23 necessary, useful, and desirable or convenient in connection with
24 procuring, accepting, or disposing of a gift or grant;

25 (4) recommend to the governor areas to be designated as an
26 area economically impacted by a fisheries failure;

27 (5) recommend to the governor means to alleviate the impact
28 of a fisheries failure in a designated area.

29 Sec. 44.33.285. ACTION BY GOVERNOR. The governor may, upon recom-

1 mendment of the council, designate by proclamation an area as an area
2 economically impacted by a fisheries failure. When an area is so
3 designated, assistance grants shall be made by the Department of Com-
4 merce and Economic Development as provided in AS 37.11.100 and the
5 governor may recommend in his budget submission that capital projects
6 planned for the area be accelerated and that new projects be funded for
7 the area. The proclamation may provide that waivers of capital projects
8 requirements, as authorized in sec. 300 of this chapter, become effec-
9 tive only to the extent set out in the proclamation.

10 Sec. 44.33.290. EMPLOYMENT PREFERENCE. In the performance of
11 contracts awarded by the state in an area economically impacted by a
12 fisheries failure, residents of the area shall be employed where they
13 are available and qualified so that the economic effects of alleviating
14 the failure will be maximized. If resident labor is not available, the
15 contractor shall inform the Department of Labor of the number of addi-
16 tional workers needed, the positions to be filled, and the efforts made
17 at recruitment in the area. If the Department of Labor is satisfied
18 that a good faith effort has been made by the contractor to hire resi-
19 dents of the area, it may issue a certificate allowing other hire for
20 designated positions. A clause requiring these provisions shall be part
21 of each state contract awarded.

22 Sec. 44.33.295. CONTRACTORS' PREFERENCE. If the department
23 determines that there are contractors in an area designated as an area
24 economically impacted by a fisheries failure and who are qualified to
25 perform a contract, preference to the extent feasible shall be given to
26 those contractors under regulations adopted by the council.

27 Sec. 44.33.300. WAIVER OF CERTAIN PROVISIONS. When the governor
28 has by proclamation declared an area economically impacted by a fisher-
29 ies failure, the following provisions regarding public contracts may be

1 waived to the extent specified in the proclamation:

2 (1) the requirement of a contractor's bond as prescribed in
3 AS 36.25.010 may be waived if the contract amount does not exceed
4 \$100,000;

5 (2) the public bid requirements as contained in AS 19.10.170,
6 19.10.190, 19.30.191(b), and AS 35.15.010 - 35.15.030 may be waived if
7 the contract is to be performed by a contractor whose principal office
8 is in the designated area and the contract amount does not exceed
9 \$100,000;

10 (3) the general policy to require all construction to be
11 under bid contract as contained in AS 35.15.010 may be waived if the
12 contract is to be performed by the state, another governmental entity,
13 or a nonprofit entity.

14 Sec. 44.33.305. REGULATIONS. The department, after consultation
15 with the Department of Labor, may adopt regulations to implement secs.
16 250 - 310 of this chapter.

17 Sec. 44.33.310. DEFINITIONS. In this chapter,

18 (1) "base period" means any 10 years after 1950, not neces-
19 sarily continuous, during which a fishery produced at economically
20 representative levels as determined by the council in consultation with
21 the Department of Fish and Game;

22 (2) "department" means the Department of Commerce and Economic
23 Development;

24 (3) "fisheries failure" means that the income to the partici-
25 pants in a fishery dropped below the average annual income for the base
26 period for that fishery and the drop in income is of such magnitude that
27 the average family income of all residents of the designated area who
28 are participants in the fishery as determined by the council is below
29 the Federal Social Security Administration Poverty Guideline, adjusted

1 by the council to reflect appropriate cost-of-living differentials; the
2 availability of alternate employment in the designated area shall be
3 considered in determining whether a fisheries failure has occurred under
4 this paragraph.

5 * Sec. 2. AS 19.10.170 is amended to read:

6 Sec. 19.10.170. CONSTRUCTION BY DEPARTMENT. Except as provided
7 in AS 44.33.300, it [IT] shall be the general policy of the department
8 to require the construction of all highways under bid contract. How-
9 ever, when the estimated cost of a construction project is less than
10 \$20,000 or when it appears to be in the best interests of the state, the
11 department may perform the work notwithstanding any other provisions of
12 law.

13 * Sec. 3. AS 19.10.190 is amended to read:

14 Sec. 19.10.190. ADVERTISEMENT, BIDS, CONTRACTS, AND INFORMAL
15 BIDS. Except as provided in AS 44.33.300, when [WHEN] the estimated
16 cost of any construction exceeds \$20,000, the department shall, except
17 as provided in sec. 170 of this chapter, proceed to advertise, request
18 bids, and award the contract in the manner provided in secs. 200 and
19 210 of this chapter. Whenever any proposed construction contract is
20 for a sum less than \$20,000, it shall be discretionary with the depart-
21 ment whether the contract shall be advertised and awarded in accordance
22 with secs. 200 and 210 of this chapter. In all events the department
23 shall request informal bids from as many contractors as can be re-
24 quested conveniently.

25 * Sec. 4. AS 19.30.191(b) is amended to read:

26 (b) Except as provided in AS 44.33.300, construction [CONSTRUC-
27 TION] of each project subject to the provisions of this section shall
28 be performed by contract awarded by competitive bidding, unless the
29 commissioner finds that, under the circumstances relating to the

1 project, some other method is in the public interest. Contracts for
2 the construction of each project shall be awarded only on the basis of
3 the lowest responsible bid submitted by a bidder meeting established
4 criteria of responsibility. No requirement or obligation may be imposed
5 upon a bidder as a condition precedent to the award of a contract to a
6 bidder unless the requirement or obligation is otherwise lawful and
7 specifically set out in the advertised specifications.

8 * Sec. 5. AS 35.15.010 is amended to read:

9 Sec. 35.15.010. CONSTRUCTION BY DEPARTMENT. Except as provided
10 in AS 44.33.300, it [IT] shall be the general policy of the department
11 to require the construction of all public works under bid contract.
12 However, when the estimated cost of a construction project is less than
13 \$20,000, or when it appears to be in the best interests of the state,
14 the department may perform the work, notwithstanding any other provi-
15 sions of law.

16 * Sec. 6. AS 35.15.030 is amended to read:

17 Sec. 35.15.030. ADVERTISEMENT, BIDS, CONTRACTS, AND INFORMAL
18 BIDS. When the estimated cost of any construction exceeds \$20,000, the
19 department shall, except as provided in sec. 10 of this chapter and
20 in AS 44.33.300, proceed to advertise, request bids, and award the
21 contract in the manner provided in secs. 40 and 50 of this chapter.
22 When any proposed construction contract is for a sum less than \$20,000,
23 it is discretionary with the department whether the contract is adver-
24 tised and awarded in accordance with secs. 40 and 50 of this chapter.
25 In all events the department shall request informal bids from as many
26 contractors as can be requested conveniently.

27 * Sec. 7. AS 36.10.010 is amended to read:

28 Sec. 36.10.010. EMPLOYMENT PREFERENCE. In the performance of
29 contracts let by the state or a political subdivision of the state for

1 construction, repair, preliminary surveys, engineering studies, con-
2 sulting, maintenance work or any other retention of services necessary
3 to complete any given project, 95 per cent residents shall be employed
4 where they are available and qualified. If 10 or fewer persons are
5 employed under the contract, then 90 per cent residents shall be
6 employed where they are available and qualified. In all cases of
7 public works projects, preference shall be given to residents. In an
8 area which has been designated as an area economically impacted by a
9 fisheries failure, residents of that area shall be given employment pre-
10 ference as provided in AS 44.33.290, followed by other residents of the
11 state.

12 * Sec. 8. AS 36.25.010(a) is amended to read:

13 (a) Except as provided in AS 44.33.300, before [BEFORE] a contract
14 exceeding \$2,000 for the construction, alteration, or repair of a
15 public building or public work of the state or a political subdivision
16 of the state is awarded to a general or specialty contractor, the
17 contractor shall furnish to the state or a political subdivision of the
18 state the following bonds, which become binding upon the award of the
19 contract to that contractor:

20 (1) a performance bond with a corporate surety qualified to
21 do business in the state, or at least two individual sureties who shall
22 each justify in a sum equal to the amount of the bond; the amount of the
23 performance bond shall be equivalent to the amount of the payment bond;

24 (2) a payment bond with a corporate surety qualified to do
25 business in the state, or at least two individual sureties who shall
26 each justify in a sum equal to the amount of the bond for the protection
27 of all persons who supply labor and material in the prosecution of the
28 work provided for in the contract; when the total amount payable by the
29 terms of the contract is not more than \$1,000,000, the payment bond

1 shall be in a sum of one-half the total amount payable by the terms of
2 the contract; when the total amount payable by the terms of the contract
3 is more than \$1,000,000 and not more than \$5,000,000, the payment bond
4 shall be in a sum of 40 per cent of the total amount payable by the
5 terms of the contract; when the total amount payable by the terms of
6 the contract is more than \$5,000,000, the payment bond shall be in the
7 sum of \$2,500,000.

8 * Sec. 9. AS 39.25.120 is amended by adding a new paragraph to read:

9 (9) the executive director of the Fisheries Economic Impact
10 Council.

11 * Sec. 10. AS 39.50.200(9) is amended by adding a new subparagraph to
12 read:

13 (LL) Fisheries Economic Impact Council (AS 44.33.250).

14 # Sec. 11. AS 37.11 is amended by adding a new section to read:

15 ARTICLE 2. ALASKA FISHERY IMPACT FUND.

16 Sec. 37.11.100. ALASKA FISHERY IMPACT FUND. (a) There is estab-
17 lished a separate fund known as the Alaska fishery impact fund which
18 shall be administered by the Department of Commerce and Economic Develop-
19 ment. Funds designated in this section and apportioned by statute for
20 deposit in the Alaska fishery impact fund are for grants to assist
21 economically impacted fishing communities within areas designated by a
22 proclamation under AS 44.33.285.

23 (b) A computed amount equivalent to not less than two per cent of
24 the receipts paid the state from mineral lease bonuses and rentals for
25 state land and royalties derived from minerals produced on state land
26 may be appropriated by the legislature to the Alaska fishery impact
27 fund. The fund balance may not exceed \$15,000,000. The commissioner of
28 revenue, after determining that there is in the Alaska fishery impact
29 fund a surplus above an amount sufficient to meet anticipated demands,

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may invest the surplus as provided in ch. 10 of this title. Interest derived from investment of surplus funds shall be deposited to the general fund.

(c) Unappropriated or otherwise unencumbered balances remaining in the Alaska fishery impact fund at the close of each fiscal year shall not lapse as provided in AS 37.25.010 but shall be available in perpetuity for fund purposes.

* Sec. 12. This Act takes effect immediately in accordance with AS 01.10.070(c).

Introduced: 2/27/76
Referred: Resources and
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 846

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 Fisheries Economic Impact
7 Council."

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

9 * Section 1. AS 44.33 is amended by adding new sections to read:

10 ARTICLE 6. FISHERIES ECONOMIC IMPACT COUNCIL.

11 Sec. 44.33.250. FISHERIES ECONOMIC IMPACT COUNCIL. There is
12 created in the Department of Commerce and Economic Development the
13 Fisheries Economic Impact Council.

14 Sec. 44.33.255. PURPOSE OF COUNCIL. The council is created to
15 advise the governor of the probability of an area within the state
16 becoming economically impacted by a fisheries failure, of economic
17 measures which may be taken to alleviate the effects of the fisheries
18 failure, and of the advisability of designating an area as an area
19 economically impacted by a fisheries failure so that special emergency
20 measures may be implemented to alleviate the financial distress inherent
21 in a fisheries failure.

22 Sec. 44.33.260. MEMBERSHIP AND VACANCIES. The council consists
23 of the following five directors: the commissioner of the Department
24 of Commerce and Economic Development, the commissioner of the De-
25 partment of Fish and Game, and three other persons appointed by the
26 governor. The three directors appointed by the governor serve at his
27 pleasure for three-year terms; they must be residents of the state and
28 qualified voters at the time of appointment and shall comply with the
29 requirements of AS 39.50. Initial terms of the three appointed

1 directors are one, two, and three years, respectively. A director is
2 eligible for reappointment. A vacancy in a directorship occurring
3 other than by expiration of the term shall be filled in the same
4 manner as the original appointment for the unexpired term only.

5 Sec. 44.33.265. OFFICERS AND QUORUM. The commissioner of the
6 Department of Commerce and Economic Development shall be chairman of
7 the council. Three directors constitute a quorum.

8 Sec. 44.33.270. COMPENSATION AND EXPENSES. The directors of the
9 council serve without compensation but are entitled to travel expenses
10 and per diem as authorized by law.

11 Sec. 44.33.275. STAFF. Staff support for the council shall be
12 provided by the department. In addition, the council may in its dis-
13 cretion employ an executive director and other employees as required.
14 Employees of the council, other than the executive director, are in
15 the classified service under AS 39.25.

16 Sec. 44.33.280. POWERS OF COUNCIL. The council may

- 17 (1) adopt bylaws for the conduct of its business;
- 18 (2) maintain an office at any location;
- 19 (3) accept a grant or gift from a governmental unit or
20 person, firm, or corporation to carry out the provisions of this
21 chapter, make agreements with respect to a gift or grant, and do all
22 things necessary, useful, and desirable or convenient in connection
23 with procuring, accepting, or disposing of a gift or grant;
- 24 (4) recommend to the governor areas to be designated as an
25 area economically impacted by a fisheries failure;
- 26 (5) recommend to the governor means to alleviate the impact
27 of a fisheries failure in a designated area.

28 Sec. 44.33.285. ACTION BY GOVERNOR. The governor may, upon
29 recommendation of the council, designate by proclamation an area as an

1 area economically impacted by a fisheries failure. When an area is so
2 designated, the governor may recommend in his budget submission that
3 capital projects planned for the area be accelerated and that new
4 projects be funded for the area. The proclamation may provide that
5 waivers of capital projects requirements, as authorized in sec. 300 of
6 this chapter, become effective only to the extent set out in the
7 proclamation.

8 Sec. 44.33.290. EMPLOYMENT PREFERENCE. In the performance of
9 contracts awarded by the state in an area economically impacted by a
10 fisheries failure, residents of the area shall be employed where they
11 are available and qualified so that the economic effects of alleviating
12 the failure will be maximized. If resident labor is not available,
13 the contractor shall inform the Department of Labor of the number of
14 additional workers needed, the positions to be filled, and the efforts
15 made at recruitment in the area. If the Department of Labor is
16 satisfied that a good faith effort has been made by the contractor to
17 hire residents of the area, it may issue a certificate allowing other
18 hire for designated positions. A clause requiring these provisions
19 shall be part of each state contract awarded.

20 Sec. 44.33.295. CONTRACTORS' PREFERENCE. If the department
21 determines that there are contractors in an area designated as an area
22 economically impacted by a fisheries failure and who are qualified to
23 perform a contract, preference to the extent feasible shall be given
24 to those contractors under regulations adopted by the council.

25 Sec. 44.33.300. WAIVER OF CERTAIN PROVISIONS. When the governor
26 has by proclamation declared an area economically impacted by a fisheries
27 failure, the following provisions regarding public contracts may be
28 waived to the extent specified in the proclamation:

29 (1) the requirement of a contractor's bond as prescribed in

1 AS 36.25.010 may be waived if the contract amount does not exceed
2 \$100,000;

3 (2) the public bid requirements as contained in AS 19.10.170,
4 19.10.190, 19.30.191(b), and 35.15.010--35.15.030 may be waived if the
5 contract is to be performed by a contractor whose principal office is
6 in the designated area and the contract amount does not exceed \$100,000;

7 (3) the general policy to require all construction to be
8 under bid contract as contained in AS 35.15.010 may be waived if the
9 contract is to be performed by the state, another governmental entity,
10 or a nonprofit entity.

11 Sec. 44.33.305. REGULATIONS. The department, after consultation
12 with the Department of Labor, may adopt regulations to implement this
13 chapter.

14 Sec. 44.33.310. DEFINITIONS. In this chapter,

15 (1) "base period" means any 10 years after 1950, not neces-
16 sarily continuous, during which a fishery produced at economically
17 acceptable levels as determined by the Department of Fish and Game;

18 (2) "department" means the Department of Commerce and
19 Economic Development;

20 (3) "fisheries failure" means that the income to the
21 participants in a fishery dropped below 50 per cent of the average
22 annual income for the base period for that fishery and the drop in
23 income is of such magnitude that the average family income of all
24 residents of the designated area as determined by the council is below
25 the Federal Social Security Administration Poverty Guideline, adjusted
26 by the council to reflect appropriate cost-of-living differentials.

27 * Sec. 2. AS 19.10.170 is amended to read:

28 Sec. 19.10.170. CONSTRUCTION BY DEPARTMENT. Except as provided
29 in AS 44.33.300, it [IT] shall be the general policy of the department.

1 to require the construction of all highways under bid contract.
2 However, when the estimated cost of a construction project is less
3 than \$20,000 or when it appears to be in the best interests of the
4 state, the department may perform the work notwithstanding any other
5 provisions of law.

6 * Sec. 3. AS 19.10.190 is amended to read:

7 Sec. 19.10.190. ADVERTISEMENT, BIDS, CONTRACTS, AND INFORMAL
8 BIDS. Except as provided in AS 44.33.300, when [WHEN] the estimated
9 cost of any construction exceeds \$20,000, the department shall, except
10 as provided in sec. 170 of this chapter, proceed to advertise, request
11 bids, and award the contract in the manner provided in secs. 200 and
12 210 of this chapter. Whenever any proposed construction contract is
13 for a sum less than \$20,000, it shall be discretionary with the depart-
14 ment whether the contract shall be advertised and awarded in accordance
15 with secs. 200 and 210 of this chapter. In all events the department
16 shall request informal bids from as many contractors as can be re-
17 quested conveniently.

18 * Sec. 4. AS 19.30.191(b) is amended to read:

19 (b) Except as provided in AS 44.33.300, construction [CONSTRUC-
20 TION] of each project subject to the provisions of this section shall
21 be performed by contract awarded by competitive bidding, unless the
22 commissioner finds that, under the circumstances relating to the
23 project, some other method is in the public interest. Contracts for
24 the construction of each project shall be awarded only on the basis of
25 the lowest responsible bid submitted by a bidder meeting established
26 criteria of responsibility. No requirement or obligation may be
27 imposed upon a bidder as a condition precedent to the award of a
28 contract to a bidder unless the requirement or obligation is otherwise
29 lawful and specifically set out in the advertised specifications.

1 * Sec. 5. AS 35.15.010 is amended to read:

2 Sec. 35.15.010. CONSTRUCTION BY DEPARTMENT. Except as provided
3 in AS 44.33.300, it [IT] shall be the general policy of the department
4 to require the construction of all public works under bid contract.
5 However, when the estimated cost of a construction project is less
6 than \$20,000, or when it appears to be in the best interests of the
7 state, the department may perform the work, notwithstanding any other
8 provisions of law.

9 * Sec. 6. AS 35.15.030 is amended to read:

10 Sec. 35.15.030. ADVERTISEMENT, BIDS, CONTRACTS, AND INFORMAL
11 BIDS. When the estimated cost of any construction exceeds \$20,000,
12 the department shall, except as provided in sec. 10 of this chapter
13 and in AS 44.33.300, proceed to advertise, request bids, and award the
14 contract in the manner provided in secs. 40 and 50 of this chapter.
15 When any proposed construction contract is for a sum less than \$20,000,
16 it is discretionary with the department whether the contract is adver-
17 tised and awarded in accordance with secs. 40 and 50 of this chapter.
18 In all events the department shall request informal bids from as many
19 contractors as can be requested conveniently.

20 * Sec. 7. AS 36.10.010 is amended to read:

21 Sec. 36.10.010. EMPLOYMENT PREFERENCE. In the performance of
22 contracts let by the state or a political subdivision of the state for
23 construction, repair, preliminary surveys, engineering studies, con-
24 sulting, maintenance work or any other retention of services necessary
25 to complete any given project, 95 per cent residents shall be employed
26 where they are available and qualified. If 10 or fewer persons are
27 employed under the contract, then 90 per cent residents shall be
28 employed where they are available and qualified. In all cases of
29 public works projects, preference shall be given to residents. In an

1 area which has been designated as an area economically impacted by a
2 fisheries failure, residents of that area shall be given employment pre-
3 ference as provided in AS 44.33.290, followed by other residents of the
4 state.

5 * Sec. 8. AS 36.25.010(a) is amended to read:

6 (a) Except as provided in AS 44.33.300, before [BEFORE] a contract
7 exceeding \$2,000 for the construction, alteration, or repair of a
8 public building or public work of the state or a political subdivision
9 of the state is awarded to a general or specialty contractor, the
10 contractor shall furnish to the state or a political subdivision of
11 the state the following bonds, which become binding upon the award of
12 the contract to that contractor:

13 (1) a performance bond with a corporate surety qualified to
14 do business in the state, or at least two individual sureties who
15 shall each justify in a sum equal to the amount of the bond; the
16 amount of the performance bond shall be equivalent to the amount of
17 the payment bond;

18 (2) a payment bond with a corporate surety qualified to do
19 business in the state, or at least two individual sureties who shall
20 each justify in a sum equal to the amount of the bond for the protection
21 of all persons who supply labor and material in the prosecution of the
22 work provided for in the contract; when the total amount payable by
23 the terms of the contract is not more than \$1,000,000, the payment
24 bond shall be in a sum of one-half the total amount payable by the
25 terms of the contract; when the total amount payable by the terms of
26 the contract is more than \$1,000,000 and not more than \$5,000,000, the
27 payment bond shall be in a sum of 40 per cent of the total amount
28 payable by the terms of the contract; when the total amount payable by
29 the terms of the contract is more than \$5,000,000, the payment bond

1 shall be in the sum of \$2,500,000.

2 * Sec. 9. AS 39.25.120 is amended by adding a new paragraph to read:

3 (9) the executive director of the Fisheries Economic Impact
4 Council.

5 * Sec. 10. AS 39.50.200(9) is amended by adding a new subparagraph to
6 read:

7 (LL) Fisheries Economic Impact Council (AS 44.33.250).
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Introduced: 2/27/76
Referred: Resources and
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 846

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 Fisheries Economic Impact
7 Council."

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

9 * Section 1. AS 44.33 is amended by adding new sections to read:

10 ARTICLE 6. FISHERIES ECONOMIC IMPACT COUNCIL.

11 Sec. 44.33.250. FISHERIES ECONOMIC IMPACT COUNCIL. There is
12 created in the Department of Commerce and Economic Development the
13 Fisheries Economic Impact Council.

14 Sec. 44.33.255. PURPOSE OF COUNCIL. The council is created to
15 advise the governor of the probability of an area within the state
16 becoming economically impacted by a fisheries failure, of economic
17 measures which may be taken to alleviate the effects of the fisheries
18 failure, and of the advisability of designating an area as an area
19 economically impacted by a fisheries failure so that special emergency
20 measures may be implemented to alleviate the financial distress inherent
21 in a fisheries failure.

22 Sec. 44.33.260. MEMBERSHIP AND VACANCIES. The council consists
23 of the following five directors: the commissioner of the Department
24 of Commerce and Economic Development, the commissioner of the De-
25 partment of Fish and Game, and three other persons appointed by the
26 governor. The three directors appointed by the governor serve at his
27 pleasure for three-year terms; they must be residents of the state and
28 qualified voters at the time of appointment and shall comply with the
29 requirements of AS 39.50. Initial terms of the three appointed

1 directors are one, two, and three years, respectively. A director is
2 eligible for reappointment. A vacancy in a directorship occurring
3 other than by expiration of the term shall be filled in the same
4 manner as the original appointment for the unexpired term only.

5 Sec. 44.33.265. OFFICERS AND QUORUM. The commissioner of the
6 Department of Commerce and Economic Development shall be chairman of
7 the council. Three directors constitute a quorum.

8 Sec. 44.33.270. COMPENSATION AND EXPENSES. The directors of the
9 council serve without compensation but are entitled to travel expenses
10 and per diem as authorized by law.

11 Sec. 44.33.275. STAFF. Staff support for the council shall be
12 provided by the department. In addition, the council may in its dis-
13 cretion employ an executive director and other employees as required.
14 Employees of the council, other than the executive director, are in
15 the classified service under AS 39.25.

16 Sec. 44.33.280. POWERS OF COUNCIL. The council may
17 (1) adopt bylaws for the conduct of its business;
18 (2) maintain an office at any location;
19 (3) accept a grant or gift from a governmental unit or
20 person, firm, or corporation to carry out the provisions of this
21 chapter, make agreements with respect to a gift or grant, and do all
22 things necessary, useful, and desirable or convenient in connection
23 with procuring, accepting, or disposing of a gift or grant;
24 (4) recommend to the governor areas to be designated as an
25 area economically impacted by a fisheries failure;
26 (5) recommend to the governor means to alleviate the impact
27 of a fisheries failure in a designated area.

28 Sec. 44.33.285. ACTION BY GOVERNOR. The governor may, upon
29 recommendation of the council, designate by proclamation an area as an

1 area economically impacted by a fisheries failure. When an area is so
2 designated, the governor may recommend in his budget submission that
3 capital projects planned for the area be accelerated and that new
4 projects be funded for the area. The proclamation may provide that
5 waivers of capital projects requirements, as authorized in sec. 300 of
6 this chapter, become effective only to the extent set out in the
7 proclamation.

8 Sec. 44.33.290. EMPLOYMENT PREFERENCE. In the performance of
9 contracts awarded by the state in an area economically impacted by a
10 fisheries failure, residents of the area shall be employed where they
11 are available and qualified so that the economic effects of alleviating
12 the failure will be maximized. If resident labor is not available,
13 the contractor shall inform the Department of Labor of the number of
14 additional workers needed, the positions to be filled, and the efforts
15 made at recruitment in the area. If the Department of Labor is
16 satisfied that a good faith effort has been made by the contractor to
17 hire residents of the area, it may issue a certificate allowing other
18 hire for designated positions. A clause requiring these provisions
19 shall be part of each state contract awarded.

20 Sec. 44.33.295. CONTRACTORS' PREFERENCE. If the department
21 determines that there are contractors in an area designated as an area
22 economically impacted by a fisheries failure and who are qualified to
23 perform a contract, preference to the extent feasible shall be given
24 to those contractors under regulations adopted by the council.

25 Sec. 44.33.300. WAIVER OF CERTAIN PROVISIONS. When the governor
26 has by proclamation declared an area economically impacted by a fisheries
27 failure, the following provisions regarding public contracts may be
28 waived to the extent specified in the proclamation:

- 29 (1) the requirement of a contractor's bond as prescribed in

1 AS 36.25.010 may be waived if the contract amount does not exceed
2 \$100,000;

3 (2) the public bid requirements as contained in AS 19.10.170,
4 19.10.190, 19.30.191(b), and 35.15.010--35.15.030 may be waived if the
5 contract is to be performed by a contractor whose principal office is
6 in the designated area and the contract amount does not exceed \$100,000;

7 (3) the general policy to require all construction to be
8 under bid contract as contained in AS 35.15.010 may be waived if the
9 contract is to be performed by the state, another governmental entity,
10 or a nonprofit entity.

11 Sec. 44.33.305. REGULATIONS. The department, after consultation
12 with the Department of Labor, may adopt regulations to implement this
13 chapter.

14 Sec. 44.33.310. DEFINITIONS. In this chapter,

15 (1) "base period" means any 10 years after 1950, not neces-
16 sarily continuous, during which a fishery produced at economically
17 acceptable levels as determined by the Department of Fish and Game;

18 (2) "department" means the Department of Commerce and
19 Economic Development;

20 (3) "fisheries failure" means that the income to the
21 participants in a fishery dropped below 50 percent of the average
22 annual income for the base period for that fishery and the drop in
23 income is of such magnitude that the average family income of all
24 residents of the designated area as determined by the council is below
25 the Federal Social Security Administration Poverty Guideline, adjusted
26 by the council to reflect appropriate cost-of-living differentials.

27 * Sec. 2. AS 19.10.170 is amended to read:

28 Sec. 19.10.170. CONSTRUCTION BY DEPARTMENT. Except as provided
29 in AS 44.33.300, it [IT] shall be the general policy of the department

1 to require the construction of all highways under bid contract.
2 However, when the estimated cost of a construction project is less
3 than \$20,000 or when it appears to be in the best interests of the
4 state, the department may perform the work notwithstanding any other
5 provisions of law.

6 * Sec. 3. AS 19.10.190 is amended to read:

7 Sec. 19.10.190. ADVERTISEMENT, BIDS, CONTRACTS, AND INFORMAL
8 BIDS. Except as provided in AS 44.33.300, when [WHEN] the estimated
9 cost of any construction exceeds \$20,000, the department shall, except
10 as provided in sec. 170 of this chapter, proceed to advertise, request
11 bids, and award the contract in the manner provided in secs. 200 and
12 210 of this chapter. Whenever any proposed construction contract is
13 for a sum less than \$20,000, it shall be discretionary with the depart-
14 ment whether the contract shall be advertised and awarded in accordance
15 with secs. 200 and 210 of this chapter. In all events the department
16 shall request informal bids from as many contractors as can be re-
17 quested conveniently.

18 * Sec. 4. AS 19.30.191(b) is amended to read:

19 (b) Except as provided in AS 44.33.300, construction [CONSTRUC-
20 TION] of each project subject to the provisions of this section shall
21 be performed by contract awarded by competitive bidding, unless the
22 commissioner finds that, under the circumstances relating to the
23 project, some other method is in the public interest. Contracts for
24 the construction of each project shall be awarded only on the basis of
25 the lowest responsible bid submitted by a bidder meeting established
26 criteria of responsibility. No requirement or obligation may be
27 imposed upon a bidder as a condition precedent to the award of a
28 contract to a bidder unless the requirement or obligation is otherwise
29 lawful and specifically set out in the advertised specifications.

1 * Sec. 5. AS 35.15.010 is amended to read:

2 Sec. 35.15.010. CONSTRUCTION BY DEPARTMENT. Except as provided
3 in AS 44.33.300, it [IT] shall be the general policy of the department
4 to require the construction of all public works under bid contract.
5 However, when the estimated cost of a construction project is less
6 than \$20,000, or when it appears to be in the best interests of the
7 state, the department may perform the work, notwithstanding any other
8 provisions of law.

9 * Sec. 6. AS 35.15.030 is amended to read:

10 Sec. 35.15.030. ADVERTISEMENT, BIDS, CONTRACTS, AND INFORMAL
11 BIDS. When the estimated cost of any construction exceeds \$20,000,
12 the department shall, except as provided in sec. 10 of this chapter
13 and in AS 44.33.300, proceed to advertise, request bids, and award the
14 contract in the manner provided in secs. 40 and 50 of this chapter.
15 When any proposed construction contract is for a sum less than \$20,000,
16 it is discretionary with the department whether the contract is adver-
17 tised and awarded in accordance with secs. 40 and 50 of this chapter.
18 In all events the department shall request informal bids from as many
19 contractors as can be requested conveniently.

20 * Sec. 7. AS 36.10.010 is amended to read:

21 Sec. 36.10.010. EMPLOYMENT PREFERENCE. In the performance of
22 contracts let by the state or a political subdivision of the state for
23 construction, repair, preliminary surveys, engineering studies, con-
24 sulting, maintenance work or any other retention of services necessary
25 to complete any given project, 95 per cent residents shall be employed
26 where they are available and qualified. If 10 or fewer persons are
27 employed under the contract, then 90 per cent residents shall be
28 employed where they are available and qualified. In all cases of
29 public works projects, preference shall be given to residents. In an

1 area which has been designated as an area economically impacted by a
2 fisheries failure, residents of that area shall be given employment pre-
3 ference as provided in AS 44.33.290, followed by other residents of the
4 state.

5 * Sec. 8. AS 36.25.010(a) is amended to read:

6 (a) Except as provided in AS 44.33.300, before [BEFORE] a contract
7 exceeding \$2,000 for the construction, alteration, or repair of a
8 public building or public work of the state or a political subdivision
9 of the state is awarded to a general or specialty contractor, the
10 contractor shall furnish to the state or a political subdivision of
11 the state the following bonds, which become binding upon the award of
12 the contract to that contractor:

13 (1) a performance bond with a corporate surety qualified to
14 do business in the state, or at least two individual sureties who
15 shall each justify in a sum equal to the amount of the bond; the
16 amount of the performance bond shall be equivalent to the amount of
17 the payment bond;

18 (2) a payment bond with a corporate surety qualified to do
19 business in the state, or at least two individual sureties who shall
20 each justify in a sum equal to the amount of the bond for the protection
21 of all persons who supply labor and material in the prosecution of the
22 work provided for in the contract; when the total amount payable by
23 the terms of the contract is not more than \$1,000,000, the payment
24 bond shall be in a sum of one-half the total amount payable by the
25 terms of the contract; when the total amount payable by the terms of
26 the contract is more than \$1,000,000 and not more than \$5,000,000, the
27 payment bond shall be in a sum of 40 per cent of the total amount
28 payable by the terms of the contract; when the total amount payable by
29 the terms of the contract is more than \$5,000,000, the payment bond

1 shall be in the sum of \$2,500,000.

2 * Sec. 9. AS 39.25.120 is amended by adding a new paragraph to read:

3 (9) the executive director of the Fisheries Economic Impact
4 Council.

5 * Sec. 10. AS 39.50.200(9) is amended by adding a new subparagraph to
6 read:

7 (LL) Fisheries Economic Impact Council (AS 44.33.250).
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FEB 27 1976

148846

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

Dear Mr. Speaker:

In accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill creating a five-member Fisheries Economic Impact Council. The council would be comprised of the commissioner of commerce and economic development, the commissioner of fish and game and three other persons appointed by the governor.

The bill establishes a council to advise the governor of probable fisheries failure and economic measures which may be taken to help alleviate the effects on the area hit by a fisheries failure. Upon a finding of a fisheries failure, the governor would be empowered to declare, by proclamation, an area economically impacted by a fisheries failure. The governor could then request in his budget submission to the legislature an accelerated program for capitol projects in the affected area.

The bill also provides that the awards of contracts in an affected area would be conditioned upon employment and contractor preferences for those residing in the affected area. A waiver of certain bond and competitive bid requirements for public works, highway and trail projects in an affected area is also provided to insure that contractors in the financially distressed area could compete for the work.

The bill provides a mechanism to constructively respond to the effects of a fisheries failure and hopefully reduce its harmful economic effects.

Sincerely,

Jay S. Hammond
Governor

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

I. REQUEST
 Bill No. CSHB846
 Title: Fisheries Economic Impact Council
 Requested by: _____ Date: 4/27/76
 Return Date Requested: ASAP
 Agency: Dept. of Revenue Program: Research

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						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

B. FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

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

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)
 2% Contribution, July 1, 1976 assumed Effective Date

	FY 77	FY 78	FY 79	FY 80	FY 81
MINIFRAL LEASE BONUSES	-0-	-0-	-0-	-0-	-0-
LAND RENTS	122.8	124.0	124.0	-0-	-0-
MINERAL ROYALTIES	1052.8	6512.0	7064.4	-0-	-0-
	1175.6	6656.0	7188.4	-0-	-0-

Reaches \$15,000.0 Ceiling set by CSHB846 end of FY 1979 (June 30, 1979)
 Based on available information when 1975-1977 Revenue source book
 Published (January, 1976), expressed in 000's.

IV. ATTACHMENTS

V. DATE: April 27, 1976 PREPARED BY: Shirley D. King
 RESEARCH SECTION

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

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

POUCH 5 - JUNEAU 99811

April 28, 1976

The Honorable Hugh Malone
Chairman
House Finance Committee
Alaska State Legislature
State Capitol Building
Juneau, Alaska

Re: CS for House Bill No. 846

Dear Mr. Malone:

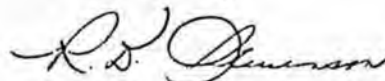
Committee Substitute for House Bill No. 846, an Act creating the Fisheries Economic Impact Council was referred on April 23, 1976 by the House Resources Committee to the House Finance Committee.

The proposed legislation provides in part on Page 8 lines 24 through 28 that "A computed amount equivalent to not less than two per cent of the receipts paid the state from mineral lease bonuses and rentals for state land and royalties derived from minerals produced on state land but not to exceed \$15,000,000 may be appropriated by the legislature to the Alaska fishery impact fund."

For the consideration of the House Finance Committee, I am enclosing a copy of a Fiscal Note prepared by Shirley L. Woolf, Research Section, Department of Revenue advising of the computed amount at 2% of mineral lease bonuses, land rents and mineral royalties for the fiscal years 1977, 1978 and 1979, assuming an effective date of July 1, 1976 in order to reach the ceiling of \$15,000,000 set forth in the proposed legislation.

If you or any members of the House Finance Committee have any questions on the material submitted, please telephone the writer at 465-2397 and I will contact Shirley L. Woolf, Department of Revenue, for further information.

Very truly yours,



R. D. Stevenson
Special Assistant

Enclosure

V. DATE: April 27, 1976 PREPARED BY: Shirley L. Woolf

RESEARCH SECTION

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

The Honorable Hugh Malone

-2-

April 28, 1976

cc: Shirley L. Woolf
Research Section
Department of Revenue

V. DATE: April 27, 1976 PREPARED BY: Shirley L. Woolf

RESEARCH SECTION

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

HB 846

I. REQUEST
 Bill No. HB 846
 Title: An Act Creating the Fisheries Economic Impact Council
 Requested by: The Governor Date: February 27, 1976
 Return Date Requested: _____
 Agency: _____ Program: _____

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						
200 TRAVEL		10				
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

B. FUNDING: (Thousands of dollars)

GENERAL FUND		10				
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

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

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

- A. Assumption: 1) That the Fisheries Economic Impact Council will be formed;
 2) That there will be a minimum of one annual meeting.
- B. The purpose of the proposed funding is to provide travel and per diem funds for the three non-public members of the Fisheries Economic Impact Council.

IV. ATTACHMENTS
 NONE

V. DATE: 2/26/76 PREPARED BY: Jim Edenso

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

Jim Edenso
 Deputy Commissioner
 Dept. Com. & Econ. Dev.



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

Introduced: 3/1/76
Referred: State Affairs
and Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE BILL NO. 847

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 Public Works, division of marine transporta-
8 tion; and providing for an effective date."

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

10 * Section 1. The sum of \$200,000 is appropriated from the general fund
11 to the Department of Public Werks, division of marine transportation, for the
12 installation of a passenger elevator on the ferry M/V MALASPINA.

13 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
14 070(c).

Introduced: 3/1/76
Referred: State Affairs
and Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE BILL NO. 847

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

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7 ment of Public Works, division of marine transporta-
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12 installation of a passenger elevator on the ferry M/V MALASPINA.

13 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
14 070(c).

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

I. REQUEST

Bill No. House Bill 847
 Title: Appropriation \$200,000 Passenger Elevator, M/V MALASPINA
 Requested by: House State Affairs Date: March 2, 1976
 Return Date Requested: ASAP
 Agency: Public Works Program: Marine Transportation

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Capital Improvements

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES	0		0	0	0	0
200 TRAVEL	0		0	0	0	0
300 CONTRACTUAL	0	200.0	0	0	0	0
400 COMMODITIES	0		0	0	0	0
500 EQUIPMENT	0		0	0	0	0
600 LAND & STRUCTURES	0		0	0	0	0
700 GRANTS, CLAIMS, ETC.	0		0	0	0	0
TOTAL	0	200.0	0	0	0	0

B. FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS		200.0				
OTHER						

C. POSITIONS:

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

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

Estimate cost based upon installation of elevator in M/V COLUMBIA, revised estimates of Marine Architect, Marine Transportation staff engineers and Otis Elevator Company.

IV. ATTACHMENTS

Copy of Capital Project Proposal that was submitted for current fiscal year 1976.

V. DATE: _____ PREPARED BY: W.R. Auden
 Director

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

Capital Budget Project

Form 26 MUST BE COMPLETED AND ATTACHED WITH EACH PROPOSED PROJECT REQUEST

TITLE <u>Passenger elevator, MALASPINA</u>		OPERATING BUDGET BRU	
STARTING DATE <u>11-1-75</u>	COMPLETION DATE <u>3-1-76</u>	TOTAL PROJECT CCST <u>500.0</u>	PRIORITY <u>76-2</u>
LOCATION <u>S.E. Alaska Vessel</u>		AREA SERVED <u>S.E. Alaska</u>	ELECTION DISTRICT
SOURCE COST ESTIMATE <u>Staff Engineers and Marine Architect</u>		DATE <u>8-30-74</u>	

DESCRIPTION
Install passenger elevator in MALASPINA.

PROJECT TYPE	
CONSTRUCTION <input checked="" type="checkbox"/>	EQUIPMENT
IMPROVEMENT	LAND
PROJECT PURPOSE	
Major Maintenance (Rehab)	<input type="checkbox"/>
Improvement or up-grading Services	<input checked="" type="checkbox"/>
Accommodation increase demand	<input type="checkbox"/>
New program or service accommodation	<input checked="" type="checkbox"/>
Supplement previous authorized funds	<input type="checkbox"/>
Preliminary feasibility or cost studies	<input type="checkbox"/>
Other	<input type="checkbox"/>
APPROPRIATION REQUEST	
Federal Receipts	
Required General Fund Matching	
Other General Fund	<u>500.0</u>
G. O. Bonds	
ASFA Bonds	
Inter-Agency Transfers	
Other	
TOTAL	<u>500.0</u>

PROJECT EXPENDITURES	TOTAL	BUDGET YEAR	BUDGET YEAR PLUS 1	BUDGET YEAR PLUS 2	REMAINING COST
TOTAL ANNUAL EXPENDITURE (Capital Cost)	<u>500.0</u>	<u>500.0</u>			
PLANNING AND ENGINEERING	<u>10.0</u>	<u>10.0</u>			
LAND					
CONSTRUCTION	<u>320.0</u>	<u>320.0</u>			
EQUIPMENT	<u>170.0</u>	<u>170.0</u>			
ADMINISTRATION AND OTHER					

OPERATIONAL COST AND NO. PERSONNEL INCREASE (DECREASE)		ULTIMATE ANNUAL	BUDGET YEAR	BUDGET YEAR PLUS 1	BUDGET YEAR PLUS 2
FUNDING SOURCE	OTHER SOURCES				
	GENERAL FUND				
TOTAL ANNUAL OPERATIONAL COST		<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
POSITIONS FULL-TIME EQUIVALENTS		<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

AGENCY Public Works PROGRAM Marine Transportation PROJECT

25 CAPITAL BUDGET PROPOSED PROJECT

2.3 Capital Budget Project Justification

A statewide system of transportation and communication responsive to the unique needs of Alaska.

STATE GOAL

Provide a high degree of safety and convenience to users of ferry system.

PLANNING OBJECTIVE:

Expand below responses as required—Repeat heading when commencing response—Use Form 23 as continuing sheet—Respond in numerical order—Submit justification each project listed Form 24—Attach feasibility studies when available.

I. DOCUMENTATION OF NEED (Cite quantitative and measurable need)

III. DOCUMENTATION OF ESTIMATED CAPITAL COST (Discuss degree of reliability)

II. ANALYSIS IMPACT ON OPERATIONAL EXPENSE (Estimate and justify)

IV. IDENTIFICATION OF ALTERNATIVES CONSIDERED (State why rejected)

Passenger elevator MALASPINA

I. Documentation of need

It long has been the objective of the Division of Marine Transportation to incorporate safety features into vessel construction and modification projects. Because of funding constraints prior to the availability of federal aid to highways funds, facilities such as elevators could not be provided. Recently enacted federal law requires the provision of special construction for convenience of physically handicapped and elderly persons.

II. Analysis of impact on operational expense

Installation of the elevator is not expected to increase operational expense until repairs may be needed, possibly five years after installation.

III. Documentation of estimated capital cost

Estimated cost based upon installation of elevator in COLUMBIA, recent estimates of Marine Architect plus inflation factor.

IV. Identification of alternatives considered

- A. Do nothing: rejected because would not satisfy state planning objective and would not comply with federal requirements.
- B. Other state funding sources (e.g., general obligation bonds) would delay needed facility.

AGENCY _____ PROGRAM _____ PROJECT _____

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

I. REQUEST

Bill No. House Bill 847
 Title: Appropriation \$200,000 Passenger Elevator, M/V MALASPINA
 Requested by: House State Affairs Date: March 2, 1976
 Return Date Requested: ASAP
 Agency: Public Works Program: Marine Transportation

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Capital Improvements

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES	0		0	0	0	0
200 TRAVEL	0		0	0	0	0
300 CONTRACTUAL	0	200.0	0	0	0	0
400 COMMODITIES	0		0	0	0	0
500 EQUIPMENT	0		0	0	0	0
600 LAND & STRUCTURES	0		0	0	0	0
700 GRANTS, CLAIMS, ETC.	0		0	0	0	0
TOTAL	0	200.0	0	0	0	0

B. FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS		200.0				
OTHER						

C. POSITIONS:

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

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

Estimate cost based upon installation of elevator in M/V COLUMBIA, revised estimates of Marine Architect, Marine Transportation staff engineers and Otis Elevator Company.

IV. ATTACHMENTS

Copy of Capital Project Proposal that was submitted for current fiscal year 1976.

V. DATE: _____

PREPARED BY: _____

W.R. Anderson
Director

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

Capital Budget Improvement Project

Form 26 MUST BE COMPLETED AND ATTACHED WITH EACH PROPOSED PROJECT REQUEST

TITLE <u>Passenger elevator, MALASPINA</u>		OPERATING BUDGET BRU	
STARTING DATE <u>11-1-75</u>	COMPLETION DATE <u>3-1-76</u>	TOTAL PROJECT COST <u>500.0</u>	PRIORITY <u>76-2</u>
LOCATION <u>S.E. Alaska Vessel</u>		AREA SERVED <u>S.E. Alaska</u>	ELECTION DISTRICT
SOURCE COST ESTIMATE <u>Staff Engineers and Marine Architect</u>		DATE <u>8-30-74</u>	

DESCRIPTION

Install passenger elevator in MALASPINA.

PROJECT TYPE		
CONSTRUCTION	<input checked="" type="checkbox"/>	EQUIPMENT
IMPROVEMENT		LAND

PROJECT PURPOSE	
Major Maintenance (Rehab)	<input type="checkbox"/>
Improvement or upgrading Services	<input checked="" type="checkbox"/>
Accommodation increase demand	<input type="checkbox"/>
New program or service accommodation	<input checked="" type="checkbox"/>
Supplement previous authorized funds	<input type="checkbox"/>
Preliminary feasibility or cost studies	<input type="checkbox"/>
Other	<input type="checkbox"/>

PROJECT EXPENDITURES	TOTAL	BUDGET YEAR	BUDGET YEAR PLUS 1	BUDGET YEAR PLUS 2	REMAINING COST
TOTAL ANNUAL EXPENDITURE (Capital Cost)	500.0	500.0			
PLANNING AND ENGINEERING	10.0	10.0			
LAND					
CONSTRUCTION	320.0	320.0			
EQUIPMENT	170.0	170.0			
ADMINISTRATION AND OTHER					

APPROPRIATION REQUEST	BUDGET YEAR
Project Receipts	
Required General Fund Matching	
Other General Fund	500.0
G. G. Bonds	
ASHA Bonds	
Inter-Agency Transfers	
Other	
TOTAL	500.0

OPERATIONAL COST AND NO. PERSONNEL INCREASE (DECREASE)		ULTIMATE ANNUAL	BUDGET YEAR	BUDGET YEAR PLUS 1	BUDGET YEAR PLUS 2
FUNDING SOURCE	OTHER SOURCES				
	GENERAL FUND				
TOTAL ANNUAL OPERATIONAL COST		0	0	0	0
POSITIONS FULL-TIME EQUIVALENTS		0	0	0	0

AGENCY Public Works PROGRAM Marine Transportation PROJECT

25 CAPITAL BUDGET PROPOSED PROJECT

Capital Budget Project Justification

STATE GOAL

A statewide system of transportation and communication responsive to the unique needs of Alaska.

PLANNING OBJECTIVE:

Provide a high degree of safety and convenience to users of ferry system.

Expand below responses as required--Repeat heading when commencing response--Use Form 23 as continuing sheet--Respond in numerical order--Submit justification each project listed Form 24-- Attach feasibility studies when available.

I. DOCUMENTATION OF NEED (Cite quantitative and measurable need)

III. DOCUMENTATION OF ESTIMATED CAPITAL COST (Discuss degree of reliability)

II. ANALYSIS IMPACT ON OPERATIONAL EXPENSE (Estimate and justify)

IV. IDENTIFICATION OF ALTERNATIVES CONSIDERED (State why rejected)

Passenger elevator MALASPINA

I. Documentation of need

It long has been the objective of the Division of Marine Transportation to incorporate safety features into vessel construction and modification projects. Because of funding constraints prior to the availability of federal aid to highways funds, facilities such as elevators could not be provided. Recently enacted federal law requires the provision of special construction for convenience of physically handicapped and elderly persons.

II. Analysis of impact on operational expense

Installation of the elevator is not expected to increase operational expense until repairs may be needed, possibly five years after installation.

III. Documentation of estimated capital cost

Estimated cost based upon installation of elevator in COLUMBIA, recent estimates of Marine Architect plus inflation factor.

IV. Identification of alternatives considered

- A. Do nothing: rejected because would not satisfy state planning objective and would not comply with federal requirements.
- B. Other state funding sources (e.g., general obligation bonds) would delay needed facility.

AGENCY _____ PROGRAM _____ PROJECT _____

CAPITAL BUDGET

"An Act ~~relating to the Department of Public Works, division of Marine transportation;~~ making a special appropriation to the Department of Public Works, division of Marine transportation; effective date."

COMMITTEE REPORT

3/9/76

HOUSE

Mr. Speaker:

Date _____

The Committee on FINANCE has had HB 847

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 making a special appropriation to the Department of Public Works, division of marine transportation; and providing for an effective date."

COMMITTEE REPORT

3/1/76

HOUSE

FINANCE

Mr. Speaker:

Date 3/1/76

The Committee on STATE AFFAIRS has had HB 847

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>Alvin Belmont</u>	<u>Do Pass</u>	<u>Joe McKinnon</u>
<u>John Fischer</u>	<u>Do Pass</u>	<u>Jim Hallis</u>
<u>Mike Burton</u>	<u>do pass</u>	_____
<u>Bob D...</u>	<u>Do Pass</u>	_____
<u>Mr. Krull</u>	" "	_____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

Joe McKinnon Chairman

2226
Guthrie

Introduced: 3/1/76
Referred: State Affairs
and Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE BILL NO. 847

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 Public Works, division of marine transporta-
8 tion; and providing for an effective date."

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

10 * Section 1. The sum of \$200,000 is appropriated from the general fund
11 to the Department of Public Works, division of marine transportation, for the
12 installation of a passenger elevator on the ferry M/V MALASPINA.

13 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
14 070(c).

25
26
27
28
29
COMMITTEE COPY

ALASKA STATE LEGISLATURE

NINETH Legislature SECOND Session

HOUSE BILL NO. 847

By STATE AFFAIRS COMMITTEE

"An Act making a special appropriation to the Department of Public Works, division of marine transportation; and providing for an effective date."

Approp.-Pub. Works/marine trans.

Introduced in the House 2/1, 19.76

HISTORY IN THE HOUSE

1976		Read first time and referred to Committee on										
Mar	1	State Affairs and Finance										
		Reported back with recommendation that										
		Read second time and										
		Read third time and										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reconsideration										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reconsideration										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reported correctly engrossed										
		Signer' 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.		

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

I. REQUEST

Bill No. House Bill 847
 Title: Appropriation \$200,000 Passenger Elevator, M/V MALASPINA
 Requested by: House State Affairs Date: March 2, 1976
 Return Date Requested: ASAP
 Agency: Public Works Program: Marine Transportation

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Capital Improvements

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES	0		0	0	0	0
200 TRAVEL	0		0	0	0	0
300 CONTRACTUAL	0	200.0	0	0	0	0
400 COMMODITIES	0		0	0	0	0
500 EQUIPMENT	0		0	0	0	0
600 LAND & STRUCTURES	0		0	0	0	0
700 GRANTS, CLAIMS, ETC.	0		0	0	0	0
TOTAL	0	200.0	0	0	0	0

B. FUNDING: (Thousands of dollars)

GENERAL FUND					
FEDERAL FUNDS		200.0			
OTHER					

C. POSITIONS:

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

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

Estimate cost based upon installation of elevator in M/V COLUMBIA, revised estimates of Marine Architect, Marine Transportation staff engineers and Otis Elevator Company.

IV. ATTACHMENTS

Copy of Capital Project Proposal that was submitted for current fiscal year 1976.

V. DATE: _____ PREPARED BY: W.R. Anderson
 Director

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

Capital Budget Proposed Project

Form 26 MUST BE COMPLETED AND ATTACHED WITH EACH PROPOSED PROJECT REQUEST

TITLE Passenger elevator, MALASPINA		OPERATING BUDGET BRU	
STARTING DATE 11-1-75	COMPLETION DATE 3-1-76	TOTAL PROJECT COST 500.0	PRIORITY 76-2
LOCATION S.E. Alaska Vessel		AREA SERVED S.E. Alaska	ELECTION DISTRICT
SOURCE COST ESTIMATE Staff Engineers and Marine Architect		DATE 8-30-74	

DESCRIPTION
Install passenger elevator in MALASPINA.

PROJECT TYPE			
CONSTRUCTION	<input checked="" type="checkbox"/>	EQUIPMENT	<input checked="" type="checkbox"/>
IMPROVEMENT		LAND	

PROJECT PURPOSE	
Major Maintenance (Rehab)	<input type="checkbox"/>
Improvement or up-grading Services	<input checked="" type="checkbox"/>
Accommodation increase demand	<input type="checkbox"/>
New program or service accommodation	<input checked="" type="checkbox"/>
Supplement previous authorized funds	<input type="checkbox"/>
Preliminary feasibility or cost studies	<input type="checkbox"/>
Other	<input type="checkbox"/>

PROJECT EXPENDITURES	TOTAL	BUDGET YEAR	BUDGET YEAR PLUS 1	BUDGET YEAR PLUS 2	REMAINING COST
TOTAL ANNUAL EXPENDITURE (Capital Cost)	500.0	500.0			
PLANNING AND ENGINEERING	10.0	10.0			
LAND					
CONSTRUCTION	320.0	320.0			
EQUIPMENT	170.0	170.0			
ADMINISTRATION AND OTHER					

APPROPRIATION REQUEST	BUDGET YEAR
Federal Receipts	
Required General Fund Matching	
Other General Fund	500.0
G. G. Bonds	
ASHA Bonds	
Inter-Agency Transfers	
Other	
TOTAL	500.0

OPERATIONAL COST AND NO. PERSONNEL INCREASE (DECREASE)		ULTIMATE ANNUAL	BUDGET YEAR	BUDGET YEAR PLUS 1	BUDGET YEAR PLUS 2
FUNDING SOURCE	OTHER SOURCES				
	GENERAL FUND				
TOTAL ANNUAL OPERATIONAL COST		0	0	0	0
POSITIONS FULL-TIME EQUIVALENTS		0	0	0	0

AGENCY Public Works PROGRAM Marine Transportation PROJECT

25 CAPITAL BUDGET PROPOSED PROJECT

2) Capital Budget Project Justification

STATE GOAL

A statewide system of transportation and communication responsive to the unique needs of Alaska.

Provide a high degree of safety and convenience to users of ferry system.

PLANNING OBJECTIVE:

Expand below responses as required--Repeat heading when commencing response--Use Form 23 as continuing sheet--Respond in numerical order--Submit justification each project listed Form 24--
Attach feasibility studies when available.

I. DOCUMENTATION OF NEED (Cite quantitative and measurable need)

III. DOCUMENTATION OF ESTIMATED CAPITAL COST (Discuss degree of reliability)

II. ANALYSIS OF IMPACT ON OPERATIONAL EXPENSE (Estimate and justify)

IV. IDENTIFICATION OF ALTERNATIVES CONSIDERED (State why rejected)

Passenger elevator MALASPINA

I. Documentation of need

It long has been the objective of the Division of Marine Transportation to incorporate safety features into vessel construction and modification projects. Because of funding constraints prior to the availability of federal aid to highways funds, facilities such as elevators could not be provided. Recently enacted federal law requires the provision of special construction for convenience of physically handicapped and elderly persons.

II. Analysis of impact on operational expense

Installation of the elevator is not expected to increase operational expense until repairs may be needed, possibly, five years after installation.

III. Documentation of estimated capital cost

Estimated cost based upon installation of elevator in COLUMBIA, recent estimates of Marine Architect plus inflation factor.

IV. Identification of alternatives considered

- A. Do nothing: rejected because would not satisfy state planning objective and would not comply with federal requirements.
- B. Other state funding sources (e.g., general obligation bonds) would delay needed facility.

AGENCY _____ PROGRAM _____ PROJECT _____

Introduced: 3/1/76
Referred: State Affairs
and Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 HOUSE BILL NO. 347

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 Public Works, division of marine transporta-
8 tion; and providing for an effective date."

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

10 * Section 1. The sum of \$200,000 is appropriated from the general fund
11 to the Department of Public Works, division of marine transportation, for the
12 installation of a passenger elevator on the ferry M/V MALASPINA.

13 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
14 070(c).

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

I. REQUEST

Bill No. House Bill 847
 Title: Appropriation \$200,000 Passenger Elevator, M/V MALASPINA
 Requested by: House State Affairs Date: March 2, 1976
 Return Date Requested: ASAP
 Agency: Public Works Program: Marine Transportation

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Capital Improvements

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES	0		0	0	0	0
200 TRAVEL	0		0	0	0	0
300 CONTRACTUAL	0	200.0	0	0	0	0
400 COMMODITIES	0		0	0	0	0
500 EQUIPMENT	0		0	0	0	0
600 LAND & STRUCTURES	0		0	0	0	0
700 GRANTS, CLAIMS, ETC.	0		0	0	0	0
TOTAL	0	200.0	0	0	0	0

B. FUNDING: (Thousands of dollars)

GENERAL FUND						
FEDERAL FUNDS		200.0				
OTHER						

C. POSITIONS:

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

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

Estimate cost based upon installation of elevator in M/V COLUMBIA, revised estimates of Marine Architect, Marine Transportation staff engineers and Otis Elevator Company.

IV. ATTACHMENTS

Copy of Capital Project Proposal that was submitted for current fiscal year 1975.

V. DATE: _____ PREPARED BY: W.R. Hudson
 Director

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

Capital Budget & Finance

Form 26 MUST BE COMPLETED AND ATTACHED WITH EACH PROPOSED PROJECT REQUEST

TITLE <u>Passenger elevator, MALASPINA</u>		OPERATING BUDGET BRU	
STARTING DATE <u>11-1-75</u>	COMPLETION DATE <u>3-1-76</u>	TOTAL PROJECT COST <u>500.0</u>	PRIORITY <u>76-2</u>
LOCATION <u>S.E. Alaska Vessel</u>		AREA SERVED <u>S.E. Alaska</u>	ELECTION DISTRICT
SOURCE COST ESTIMATE <u>Staff Engineers and Marine Architect</u>		DATE <u>8-30-74</u>	

DESCRIPTION
Install passenger elevator in MALASPINA.

PROJECT TYPE		
CONSTRUCTION	<input checked="" type="checkbox"/>	EQUIPMENT
IMPROVEMENT	<input type="checkbox"/>	LAND

PROJECT PURPOSE	
Major Maintenance (Rehab)	<input type="checkbox"/>
Improvement or up-grading Services	<input checked="" type="checkbox"/>
Accommodation increase demand	<input type="checkbox"/>
New program or service accommodation	<input checked="" type="checkbox"/>
Supplement previous authorized funds	<input type="checkbox"/>
Preliminary feasibility or cost studies	<input type="checkbox"/>
Other	<input type="checkbox"/>

PROJECT EXPENDITURES	TOTAL	BUDGET YEAR	BUDGET YEAR PLUS 1	BUDGET YEAR PLUS 2	REMAINING COST
TOTAL ANNUAL EXPENDITURE (Capital Cost)	500.0	500.0			
PLANNING AND ENGINEERING	10.0	10.0			
LAND					
CONSTRUCTION	320.0	320.0			
EQUIPMENT	170.0	170.0			
ADMINISTRATION AND OTHER					

OPERATIONAL COST AND NO. PERSONNEL INCREASE (DECREASE)	ULTIMATE ANNUAL	BUDGET YEAR	BUDGET YEAR PLUS 1	BUDGET YEAR PLUS 2
OTHER SOURCES				
GENERAL FUND				
TOTAL ANNUAL OPERATIONAL COST	0	0	0	0
POSITIONS FULL-TIME EQUIVALENTS	0	0	0	0

APPROPRIATION REQUEST	BUDGET YEAR
Federal Receipts	
Required General Fund Matching	
Other General Fund	500.0
G. G. Bonds	
ASHA Bonds	
Inter-Agency Transfers	
Other	
TOTAL	500.0

AGENCY Public Works PROGRAM Marine Transportation PROJECT

25 CAPITAL BUDGET PROPOSED PROJECT

Capital Budget Project Justification

STATE GOAL

A statewide system of transportation and communication responsive to the unique needs of Alaska.

PLANNING OBJECTIVE:

Provide a high degree of safety and convenience to users of ferry system.

Expand below responses as required--Repeat heading when commencing response--Use Form 23 as continuing sheet--Respond in numerical order--Submit justification each project listed Form 24-- Attach feasibility studies when available.

I. DOCUMENTATION OF NEED (Cite quantitative and measurable need)

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IV. IDENTIFICATION OF ALTERNATIVES CONSIDERED (State why rejected)

Passenger elevator MALASPINA

I. Documentation of need

It long has been the objective of the Division of Marine Transportation to incorporate safety features into vessel construction and modification projects. Because of funding constraints prior to the availability of federal aid to highways funds, facilities such as elevators could not be provided. Recently enacted federal law requires the provision of special construction for convenience of physically handicapped and elderly persons.

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IV. Identification of alternatives considered

- A. Do nothing: rejected because would not satisfy state planning objective and would not comply with federal requirements.
- B. Other state funding sources (e.g., general obligation bonds) would delay needed facility.

AGENCY _____ PROGRAM _____ PROJECT _____

CAPITAL BUDGET