

LEG. FINANCE - BILLS 1977 - 1978 814

HB 821 thru HB 827



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

2/23/90
Date

Introduced: 2/14/78
Referred: Resources and
Finance

1 IN THE HOUSE

BY SCHAEFFER

2 HOUSE BILL NO. 821

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Department
7 of Fish and Game to plan for and construct a chum salmon
8 demonstration hatchery on the Noatak River; and pro-
9 viding for an effective date."

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

11 * Section 1. The sum of \$2,000,000 is appropriated from the general fund
12 to the Department of Fish and Game for use by the division of fisheries
13 rehabilitation, enhancement and development to plan for and construct a chum
14 salmon demonstration hatchery on the Noatak River.

15 * Sec. 2. This Act takes effect July 1, 1978.

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LETTER OF INTENT

The Honorable Hugh Malone
Speaker of the House

Dear Mr. Speaker:

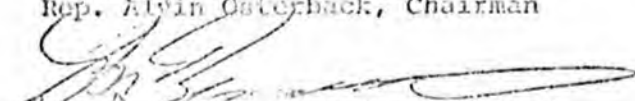
By reporting HB 821 out of the House Resources Committee it is the intent of the Committee that the State take immediate steps to develop fisheries rehabilitation programs in Northern and Western Alaska and at the best place to begin such a program is in the Kotzebue Sound area as referred to in HB 821.

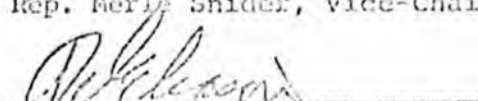
The appropriation contains money for the studies required for the site and other environmental considerations in the construction of the hatchery, as well as an appropriation for an estimated amount to take approximately one year minimum. Due to this, the Finance Committee should consider the appropriateness of alternate funding, including a direct appropriation during this legislative session, as contained in this bill, general obligation bonds, and possibly an appropriation during the next Legislature.

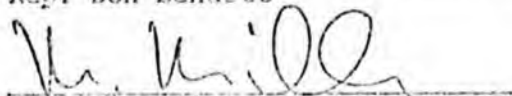
Regardless of the most appropriate funding source for the construction, the Department of Fish and Game and the Legislature must give attention to this area of the State in developing the fisheries resource to become a more significant element in the economy of the State.



Rep. Alvin Osterback, Chairman

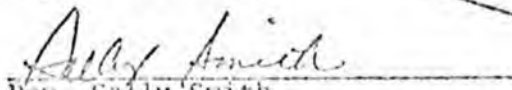

Rep. Merle Snider, Vice-Chairman


Rep. Don Bennett

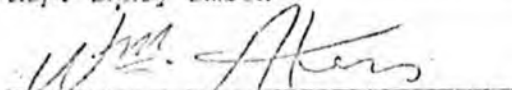

Rep. Dick Eliason


Rep. Mike Miller


Rep. Rick Orion


Rep. Sally Smith


Rep. Hugh Malone


Rep. Bill Akers

Resources
Letter of Intent

4/12/78

Original sponsor: Schaeffer

Offered: 4/13/78
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 821

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Department
7 of Fish and Game to plan for and construct a chum salmon
8 demonstration hatchery in the Kotzebue Sound area; and
9 providing for an effective date."

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

11 * Section 1. The sum of \$3,750,000 is appropriated from the general fund
12 to the Department of Fish and Game for use by the division of fisheries
13 rehabilitation, enhancement and development to plan for and construct a chum
14 salmon demonstration hatchery in the Kotzebue Sound area.

15 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
16 070(c).

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LETTER OF INTENT

The Honorable Hugh Malone
Speaker of the House


Dear Mr. Speaker:

By reporting HB 821 out of the House Resources Committee it is the intent of the Committee that the State take immediate steps to develop fisheries rehabilitation programs in Northern and Western Alaska and that the best place to begin such a program is in the Kotzebue Sound area as referred to in HB 821.

The appropriation contains money for the studies required for the site and other environmental considerations in the construction of the hatchery, as well as an appropriation for an estimated amount to take approximately one year minimum. Due to this, the Finance Committee should consider the appropriateness of alternate funding, including a direct appropriation during this Legislative session, as contained in this bill, general obligation bonds, and possibly an appropriation during the next Legislature.

Regardless of the most appropriate funding source for the construction, the Department of Fish and Game and the Legislature must give attention to this area of the State in developing the fisheries resource to become a more significant element in the economy of the State.


Rep. Alvin Osterback, Chairman

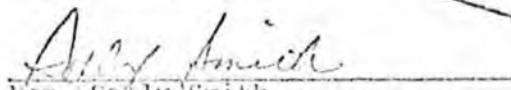

Rep. Merle Snider, Vice-Chairman


Rep. Don Bennett

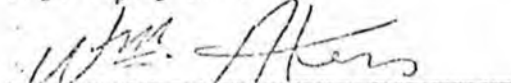

Rep. Dick Eliason


Rep. Mike Miller


Rep. Rick Urion


Rep. Sally Smith


Rep. Hugh Malone


Rep. Bill Ekers

Resources
Letter of Intent

4/13/78

COMMITTEE REPORT

HOUSE

FURTHER: _____

Date: _____

Mr. Speaker:

The Committee on FINANCE has had HB 821

"An Act making a special appropriation to the Department of Fish and Game to plan for and construct a chum salmon demonstration hatchery on the Noatak River; eff. date

under consideration and (a majority of the committee) (the committee reports it back as follows)

- 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 _____ new title same title

- AND attaches a Letter of Intent New Fiscal Note
- reports it back without recommendation
- and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Chairman

COMMITTEE REPORT

HOUSE

2/14/78

FURTHER: FINANCE

Date: April 12, 1978

Mr. Speaker:

The Committee on RESOURCES has had HB 821
"An Act making a special appropriation to the Department of Fish and Game to plan for and
construct a chum salmon demonstration hatchery on the Noatak River; eff. date." in the Kotzebue Sound Area;
under consideration and (a majority of the committee) ~~(the committee~~
~~reports it back as follows)~~

- 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 HB 821
and CS HB 821 ^{do pass} ~~new~~ title change () same title
- AND attaches a Letter of Intent () New Fiscal Note
- () reports it back without recommendation
- () and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

J. Malone Do Pass
Mark Spindler Do Pass
Johnson " "
Wm. Atkinson Do Pass
Mr. M. D. " "
Alvin Peterback Do Pass

OTHER RECOMMENDATIONS:

(2) P. J. Smith No Rec.
Paul ... " "

Alvin Peterback
Chairman

LETTER OF INTENT

The Honorable Hugh Malone
Speaker of the House

Dear Mr. Speaker:

By reporting HB 821 out of the House Resources Committee it is the intent of the Committee that the State take immediate steps to develop fisheries rehabilitation programs in Northern and Western Alaska and that the best place to begin such a program is in the Kotzebue Sound area as referred to in HB 821.

The appropriation contains money for the studies required for the site and other environmental considerations in the construction of the hatchery, as well as an appropriation for an estimated amount to take approximately one year minimum. Due to this, the Finance Committee should consider the appropriateness of alternate funding, including a direct appropriation during this Legislative session, as contained in this bill, general obligation bonds, and possibly an appropriation during the next Legislature.

Regardless of the most appropriate funding source for the construction, the Department of Fish and Game and the Legislature must give attention to this area of the State in developing the fisheries resource to become a more significant element in the economy of the State.

Alvin Osterback
Rep. Alvin Osterback, Chairman

Merle H. Snider
Rep. Merle Snider, Vice-Chairman

Don Bennett
Rep. Don Bennett

Dick Eliason
Rep. Dick Eliason

Mike Miller
Rep. Mike Miller

Rick Urion
Rep. Rick Urion

Sally Smith
Rep. Sally Smith

Hugh Malone
Rep. Hugh Malone

Bill Akers
Rep. Bill Akers

Resources
Letter of Intent

4/13/78

4941
Vassse

Original sponsor: Schaeffer

Offered: 4/13/78
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 821

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

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14 salmon demonstration hatchery in the Kotzebue Sound area.

15 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
16 070(c).

4941.
Williams

Introduced: 2/14/78
Referred: Resources and
Finance

1 IN THE HOUSE

BY SCHAEFFER

2 HOUSE BILL NO. 821

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

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

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13 rehabilitation, enhancement and development to plan for and construct a chum
14 salmon demonstration hatchery on the Noatak River.

15 * Sec. 2. This Act takes effect July 1, 1978.
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ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

HOUSE BILL NO. 821

By SCHAEFFER

"An Act making a special appropriation to the Department of Fish and Game to plan for and construct a chin salmon demonstration hatchery on the Noatak River; and providing for an effective date."

Noatak River Hatchery, demonstration

Introduced in the House 2/14/73

HISTORY IN THE HOUSE

19 73

Feb 14

Read first time and referred to Committee on Resources and Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by Speaker
Sent to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by President
Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Received from Senate

Concurred in Senate amendment thus adopting:

Failed to concur in Senate amendment; asked Sen. to recede

Senate receded from amendment

Senate failed to recede from amendment

FCC appointed by House

FCC appointed by Senate

FCC adopted

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

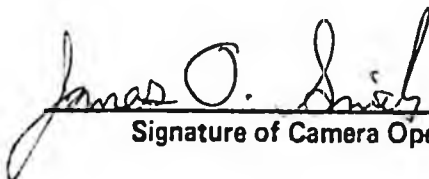
Chapter No.

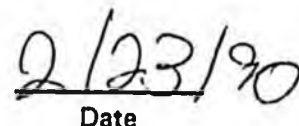


RECORDS CERTIFICATION



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Signature of Camera Operator


Date

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 822-Special approp. to conduct feasibility study of
Title geothermal energy in northwest and southwest Alaska.
Requested by _____ Date 02/15/78

II. FISCAL DETAIL

Agency Affected Commerce & Economic Development
Program Category Affected Development
Budget Request Unit(s) Affected Energy and Power Development

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES			-0-			
200 TRAVEL			-0-			
300 CONTRACTUAL			50.0			
400 COMMODITIES			-0-			
500 EQUIPMENT			-0-			
600 LAND & STRUCTURES			-0-			
700 GRANTS, CLAIMS, ETC.			-0-			
TOTAL			50.0			

FUNDING (Thousands of Dollars)

GENERAL FUND			50.0			
FEDERAL FUNDS			-0-			
OTHER (Specify)			-0-			

POSITIONS

FULL TIME			0			
PART TIME			-0-			
TEMPORARY			-0-			

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

Contract will be let to organization submitting the best proposal in response to a request for proposal prepared by the division.

IV. DATE 2-28-78 PREPARED BY Christine M. Dunbar
AGENCY Division of Energy and Power Development
PHONE 272-0527
Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

HB 822

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HB 822 - to conduct a demonstration project of geothermal energy
 Title utilization at Pilgrim Hot Springs
 Requested by _____ Date _____

II. FISCAL DETAIL
 Agency Affected Commerce & Economic Development
 Program Category Affected Development
 Budget Request Unit(s) Affected Energy & Power Development

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL		\$245,040				
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		\$245,040				

FUNDING (Thousands of Dollars)

GENERAL FUND	\$245,040				
FEDERAL FUNDS					
OTHER (Specify)					

POSITIONS

FULL TIME					
PART TIME					
TEMPORARY					

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

Feasibility studies of the Pilgrim Hot Springs have been undertaken by at least two separate organizations. Electric power generation potential of the area cannot be determined without an exploratory drilling program. Costs listed on the attached page would cover drilling and logging up to a depth of 1000 feet, and provide necessary information regarding this development potential.

IV. DATE April 20, 1978 PREPARED BY Clarissa Quinlan
 AGENCY Division of Energy & Power Development - DECD
 PHONE 272-0527
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Pilgrim Hot Springs - Geothermal Exploratory Drilling Program

Drilling

1.	3 1/2" to 2 1/2" diameter - 1000' maximum (30 days maximum)		\$ 89,200
	Rotary core drill - \$2000/day @ 30 days (2-3 man crew & expendable material)	60,000	
	Blowout prevention	12,000	
	Living expenses - 4 men @ \$60/day	7,200	
	Supervisor	10,000	
2.	Mobilization & demobilization		\$ 58,000
	Preparation prior to shipment	10,000	
	2 Hercules aircraft - round trip to Nome	40,000	
	Track vehicle rental - Nome to Pilgrim	8,000	
3.	Logging & instrumentation (continuous temperature log, caliper log, gamma-ray neutron log)		\$ 57,000
	Equipment & men	17,000	
	Transportation - 2 Hercules aircraft to Nome	40,000	
4.	Contingency (20% x \$204,200)		\$ 40,840
	TOTAL		<u>\$245,040</u>

COMMITTEE REPORT

HOUSE

~~4-7-78~~

4-10-78

FURTHER: _____

Date: _____

Mr. Speaker:

The Committee on FINANCE has had SSHB 822
"An Act making a special appropriation to the Department of Commerce and
Economic Development to conduct a demonstration project of geothermal
energy utilization at Pilgrim Hot Springs; eff. date."

under consideration and (a majority of the committee) (the committee
reports it back as follows)

() 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 _____ () new title () same title

() AND attaches a Letter of Intent () New Fiscal Note

() reports it back without recommendation

() and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Chairman

COMMITTEE REPORT

HOUSE

FINANCE

4/7/78

Date

Mr. Speaker:

The Committee on COMMERCE has had SSHB 822

under consideration. A majority of the members of the Committee "An Act making a special appropriation to the Department of Commerce and Economic Development to conduct a demonstration project of geothermal energy utilization at Pilgrim Hot Springs; effective 7/1/78" commends 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 ^{ind.} without recommendation
- AND attaches a report of its intent
- (other) _____

MEMBERS SIGNING THE MAJORITY REPORT:

A. S. Bradley - Do Pass
Joe McKinnon - Do Pass

Charles H. Hays - No Rec
Wm. J. ... - DO NOT PASS
Joe V. ... - No Rec

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

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

Joe McKinnon
Chairman

COMMITTEE REPORT

HOUSE

2/14/78

FURTHER: FINANCE

Date: _____

Mr. Speaker:

The Committee on COMMERCE has had HB 822
"An Act making a special appropriation to the Department of Commerce and
Economic Development to conduct a feasibility study of geothermal energy in
northwest and southwest Alaska; eff. date."
under consideration and (a majority of the committee) (the committee
reports it back as follows)

- 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 _____ new title same title
 AND attaches a Letter of Intent New Fiscal Note
 reports it back without recommendation
 and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Chairman

Introduced: 4/7/78
Referred: Finance

1 IN THE HOUSE

BY SCHAEFFER

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 822

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-
7 ment of Commerce and Economic Development to conduct a
8 demonstration project of geothermal energy utilization
9 at Pilgrim Hot Springs; and providing for an effective
10 date."

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

12 * Section 1. The sum of \$50,000 is appropriated from the general fund to
13 the Department of Commerce and Economic Development for use by the division
14 of energy and power development for a demonstration project of potential geo-
15 thermal energy utilization at Pilgrim Hot Springs.

16 * Sec. 2. This Act takes effect July 1, 1978.

ALASKA STATE LEGISLATURE

TENTH... Legislature SECOND Session
 SPONSOR SUBSTITUTE
 HOUSE BILL NO. 822
 By: SCHAEFFER

"An Act making a special appropriation to the Department of Commerce and Economic Development to conduct a demonstration project of geothermal energy utilization at Pilgrim Hot Springs; and providing for an effective date."

Pilgrim Hot Spr. geothrml project

Introduced in the House 4-7-78, 19...

HISTORY IN THE HOUSE

1978		Read first time and referred to Committee on FINANCE										
Apr. 7		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
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Yeas	Yeas											
Nays	Nays											
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		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										
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		Signed by President										
		Returned to House										
SECRETARY OF THE SENATE												

HISTORY IN THE HOUSE

19	Received from Senate
	Concurred in Senate amendment thus adopting:
	Failed to concur in Senate amendment; asked Sen. to recede
	Senate receded from amendment
	Senate failed to recede from amendment
	FCC appointed by House
	FCC appointed by Senate
	FCC adopted
	To enrolling
	Reported correctly enrolled
	Sent to Governor
 by Governor
	Filed with Lt. Governor
	Chapter No.



RECORDS CERTIFICATION



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James O. Smith
Signature of Camera Operator

2/23/90
Date

COMMITTEE REPORT

HOUSE

2/14/78

FURTHER: FINANCE

Date: April 20, 1978

Mr. Speaker:

The Committee on COMMERCE has had HB 825
"An Act relating to certain state health inspection functions."

under consideration and (a majority of the committee) (~~the committee~~
~~reports it back as follows~~)

() 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 _____ () new title () same title

() AND attaches a Letter of Intent () New Fiscal Note

() reports it back without recommendation

() and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Charles W. Pan Do Pass

John Klumpke Do Pass

Joe Z. Hayes Do Pass

Joe McKinnon Do Pass

Joe Flannery Do Pass

Joe McKinnon
Chairman

A M E N D M E N T

OFFERED IN THE HOUSE:

BY: Commerce Committee

To: _____ HOUSE BILL No. 825

SENATE BILL No. _____

PAGE: 1

LINE: 9

Delete first sentence in sec. 1.

Page: 3

Line: 25

After water supply insert "and sewage disposal".

Introduced: 2/14/78
Referred: Commerce and
Finance

1 IN THE HOUSE

BY MCKINNON

2 HOUSE BILL NO. 825

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to certain state health inspection
7 functions."

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

9 *Section 1. INTENT. It is the intent of this legislation to implement,
10 in part, Recommendation No. 280, made by the Governor's Management and Effi-
11 ciency Review Committee in its report dated May 1976, in which it is recom-
12 mended that the various health and safety inspection functions of the state
13 be consolidated in a single agency. The delegation of power made in AS
14 46.03.025 enacted in sec. 4 of this Act is not intended to be a diminution or
15 derogation of the Department of Environmental Conservation's designation as
16 the primary state agency for the purpose of receiving and expending federal
17 environmental funds.

18 * Sec. 2. AS 17.05 is amended by adding new sections to read:

19 ARTICLE 3. MEAT, POULTRY, FISH,

20 AND DAIRY PRODUCTS STANDARDS.

21 Sec. 17.05.155. DUTIES OF THE COMMISSIONER. The commissioner
22 shall

23 (1) require routine examinations and inspections of food
24 animals, poultry, fish, dairy products, and derivative food products, to
25 protect the public against fraud, disease, and spoilage, and in this
26 connection he shall promulgate uniform regulations establishing stan-
27 dards of identity and composition of these food products and minimum
28 standards of sanitation and handling methods as to all phases of slaugh-
29 tering, processing, storing, transporting, displaying, and selling of

1 these food products;

2 (2) issue orders or cause the orders to be issued by an
3 authorized veterinarian prohibiting transportation and sale of food
4 products intended for human consumption which do not meet the minimum
5 requirements established under (1) of this section, and limiting their
6 use and disposal in conformity with protection of the public;

7 (3) designate points of entry for livestock or poultry into
8 the state, arrange inspection at those points with or without the col-
9 laboration and assistance of the federal government, and bar entry of
10 stock or poultry not shipped under a valid permit or not free from
11 contagious or infectious disease;

12 (4) promulgate regulations for

13 (A) the labeling and grading of milk and milk products
14 and standards of cleanliness and sanitation, to at least the mini-
15 mum of current recommendations of the United States Public Health
16 Service, for the operation of dairies selling, or offering for
17 sale, milk or milk products;

18 (B) the production and sale of ice cream and allied
19 frozen desserts;

20 (C) the production and sale of imitation milk and imita-
21 tion milk products;

22 (5) promulgate regulations which

23 (A) require labels for meat, fish, and poultry which has
24 been frozen that inform purchasers that the meat, fish, or poultry
25 has been frozen; and

26 (B) provide for the examination and inspection of meat,
27 fish, and poultry to ascertain whether it has been frozen.

28 Sec. 17.05.156. SALE AND LABELING OF FROZEN MEAT, FISH, AND
29 POULTRY. (a) Meat, fish, and poultry which has been frozen may not be
HB 825

1 sold, represented, or advertised as a fresh food.

2 (b) Meat, fish, and poultry which has been frozen must be labeled
3 a frozen food, under regulations.

4 Sec. 17.05.157. INSPECTION. On any business day during the usual
5 hours of business, the commissioner or his authorized inspector may, for
6 the purpose of inspecting meat, fish, poultry, or derivative products
7 subject to regulation, enter a storehouse, warehouse, cold storage
8 plant, packing house, slaughterhouse, retail store, or other building or
9 place where those products are kept, stored, processed or sold.

10 * Sec. 3. AS 17.05.160 is amended by adding a new paragraph to read:

11 (6) "commissioner" means the commissioner of health and
12 social services.

13 * Sec. 4. AS 46.03 is amended by adding a new section to read:

14 Sec. 46.03.025. DELEGATION OF POWER. Notwithstanding any other
15 provision of law, the department's powers relating to inspection and
16 enforcement of regulations and standards concerning water supply and
17 sewage disposal systems at a camp, cannery, food handling establishment,
18 food manufacturing plant, mattress manufacturing plant, industrial
19 plant, school, barber shop, cosmetological establishment, soft drink
20 establishment, beer and wine dispensaries, and other similar estab-
21 lishments in which insanitation may create a condition causing or con-
22 tributing to the spread of disease are delegated to the Department of
23 Health and Social Services. The department's powers relating to the
24 establishment of standards to be applied to and the issuance of permits
25 and variances to water supply systems shall remain with the department.

26 * Sec. 5. The following laws are repealed: AS 03.05.010(f)(7), 03.05.-
27 020(1), (2), (4) and (5), and 03.05.035.

COMMITTEE REPORT

4/21/78

HOUSE

FURTHER: _____

Date: _____

Mr. Speaker:

The Committee on Finance has had HB 825

"An Act relating to certain state health inspection functions."

under consideration and (a majority of the committee) (the committee reports it back as follows)

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 _____ new title same title

AND attaches a Letter of Intent New Fiscal Note

reports it back without recommendation

and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

COMMITTEE REPORT

HOUSE

2/14/78

FURTHER: FINANCE

Date: April 20, 1978

Mr. Speaker:

The Committee on COMMERCE has had HB 825
"An Act relating to certain state health inspection functions."

under consideration and (a majority of the committee) (~~the committee reports it back as follows~~)

() 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 _____ () new title () same title

() AND attaches a Letter of Intent () New Fiscal Note

() reports it back without recommendation

() and recommends it be referred to the _____ Committee

MEMBERS SIGNING/DO PASS:

OTHER RECOMMENDATIONS:

Charles W. Pan Do Pass

Joe McKinnon Do Pass

Joe McKinnon Do Pass

Joe McKinnon Do Pass

Joe McKinnon Do Pass

Joe McKinnon Do Pass

Joe McKinnon
Chairman

AMENDMENT

OFFERED IN THE HOUSE:

BY: Commerce Committee

TO: _____ HOUSE BILL No. 825

SENATE BILL No. _____

PAGE: 1

LINE: 9

Delete first sentence in sec. 1.

Page: 3

Line: 25

After water supply insert "and sewage disposal".

4271
Roventer

Introduced: 2/14/78
Referred: Commerce and
Finance

1 IN THE HOUSE

BY MCKINNON

2 HOUSE BILL NO. 825

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

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13 be consolidated in a single agency. The delegation of power made in AS
14 46.03.025 enacted in sec. 4 of this Act is not intended to be a diminution or
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28 standards of sanitation and handling methods as to all phases of slaugh-
29 tering, processing, storing, transporting, displaying, and selling of

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3 authorized veterinarian prohibiting transportation and sale of food
4 products intended for human consumption which do not meet the minimum
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6 use and disposal in conformity with protection of the public;

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8 the state, arrange inspection at those points with or without the col-
9 laboration and assistance of the federal government, and bar entry of
10 stock or poultry not shipped under a valid permit or not free from
11 contagious or infectious disease;

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18 food manufacturing plant, mattress manufacturing plant, industrial
19 plant, school, barber shop, cosmetological establishment, soft drink
20 establishment, beer and wine dispensaries, and other similar estab-
21 lishments in which insanitation may create a condition causing or con-
22 tributing to the spread of disease are delegated to the Department of
23 Health and Social Services. The department's powers relating to the
24 establishment of standards to be applied to and the issuance of permits
25 and variances to water supply systems shall remain with the department.

26 * Sec. 5. The following laws are repealed: AS 03.05.010(f)(7), 03.05.-
27 020(1), (2), (4) and (5), and 03.05.035.

ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

HOUSE BILL NO. 325

By MCKINNON

"An Act relating to certain state health inspection functions

State health functions

Introduced in the House 2/14/....., 19.78

HISTORY IN THE HOUSE

19 78

Feb 14

Read first time and referred to Committee on Commerce and Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by Speaker
Sent to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by President
Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Received from Senate

Concurred in Senate amendment thus adopting:

Failed to concur in Senate amendment; asked Sen. to recede

Senate receded from amendment

Senate failed to recede from amendment

FCC appointed by House

FCC appointed by Senate

FCC adopted

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.



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

2/23/90
Date

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. H.B. 826
 Title Special appropriation for Wayside Facilities on Stampede Road
 Requested by J.H. Hogan Date 3/9/78

II. FISCAL DETAIL

Agency Affected Department of Transportation and Public Facilities
 Program Category Affected Transportation
 Budget Request Unit(s) Affected Highway Design and Construction

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL			25,000			
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL			25,000			

FUNDING (Thousands of Dollars)

GENERAL FUND			25,000			
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

If this bill becomes law, it is proposed that the construction authorized will be done in conjunction with the L.S.R. & T. project now being designed for improvement of Stampede Road, Project G-27012.

The funding proposed will provide facilities for a turnout and parking area for perhaps a dozen cars, and would include picnic tables, fireplaces, toilet facilities, and garbage cans.

IV. DATE 3/15/78 PREPARED BY R.D. Shumway
 AGENCY DOT/PE
 PHONE 354-2121
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) Swanson

HB 826

Original sponsor: Swanson

Offered: 3/7/78
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 826

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making special appropriations to the Department
7 of Transportation and Public Facilities for certain
8 wayside facilities and upgrading the Anchorage Mountain
9 View Community Center; and providing for an effective
10 date."

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

12 * Section 1. The sum of \$25,000 is appropriated from the general fund to
13 the Department of Transportation and Public Facilities for the purpose of
14 constructing wayside facilities along Stampede Road at Eight Mile Lake.

15 * Sec. 2. The sum of \$25,000 is appropriated from the general fund to the
16 Department of Transportation and Public Facilities for the purpose of con-
17 structing wayside facilities along Kongarok Road in Salmon Lake State Park.

18 * Sec. 3. The sum of \$25,000 is appropriated from the general fund to the
19 Department of Transportation and Public Facilities for the purpose of making
20 a direct grant to the Municipality of Anchorage for use in upgrading the
21 Mountain View Community Center Facility.

22 * Sec. 4. The sum of \$25,000 is appropriated from the general fund to the
23 Department of Transportation and Public Facilities for the purpose of making
24 a direct grant to the Municipality of Anchorage for use in constructing way-
25 side facilities in the Minnesota Strip Park.

26 * Sec. 5. The sum of \$25,000 is appropriated from the general fund to the
27 Department of Transportation and Public Facilities for the purpose of making
28 a direct grant to the Municipality of Anchorage for use in building wayside
29 facilities in Rocket Park in Anchorage.

* Sec. 6. This Act takes effect July 1, 1978.

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COMMITTEE REPORT

HOUSE

FURTHER: _____

Date: _____

Mr. Speaker:

The Committee on Finance has had HB 826
"An Act making a special appropriation to the Department of Transportation and Public Facilities for wayside facilities along Stampede Road at Eight Mile Lake; eff. date."

under consideration and (a majority of the committee) (the committee reports it back as follows)

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 _____ new title same title

AND attaches a Letter of Intent New Fiscal Note

reports it back without recommendation

and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Chairman

COMMITTEE REPORT

HOUSE

2/14/78

FURTHER: FINANCE

Date: MARCH 2, 1978

Mr. Speaker:

The Committee on STATE AFFAIRS has had HB 826
"An Act making a special appropriation to the Department of Transportation
and Public Facilities for wayside facilities along Stampede Road at Eight
Mile Lake; eff. date."

under consideration and (a majority of the committee) (~~the committee~~
reports it back as follows)

() 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 826

and _____ new title () same title

() AND attaches a Letter of Intent () New Fiscal Note

() reports it back without recommendation

() and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

R. P. Bradley - Do Pass
NO PASS
Joe McKinnon - Do Pass
Philips - Do Pass

R. P. Bradley
Chairman

4953
Guthrie

Original sponsor: Swanson

Offered: 3/7/73
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 826

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making special appropriations to the Department
7 of Transportation and Public Facilities for certain
8 wayside facilities and upgrading the Anchorage Mountain
9 View Community Center; and providing for an effective
10 date."

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

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13 the Department of Transportation and Public Facilities for the purpose of
14 constructing wayside facilities along Stampede Road at Eight Mile Lake.

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16 Department of Transportation and Public Facilities for the purpose of con-
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4953
Guthrie

Introduced: 2/14/78
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY SWANSON

2 HOUSE BILL NO. 826

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Department
7 of Transportation and Public Facilities for wayside
8 facilities along Stampede Road at Eight Mile Lake; and
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14 * Sec. 2. This Act takes effect July 1, 1978.

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ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

HOUSE BILL NO. 826

By SWANSON

"An Act making a special appropriation to the Department of Transportation and Public Facilities for wayside facilities along Stampede Road at Light Mile Lake; and providing for an effective date."

Wayside facilities, Stampede Rd

Introduced in the House .. 2/14/.., 19.78

HISTORY IN THE HOUSE

19	78	Read first time and referred to Committee on State Affairs and Finance																						
Feb	14	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> <tr> <td colspan="2">Reconsideration</td> </tr> <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	Reconsideration		PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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Excused	Excused																							
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		Sent to Senate																						
CHIEF CLERK OF THE HOUSE																								

HISTORY IN THE SENATE

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		Returned to House																						
SECRETARY OF THE SENATE																								

HISTORY IN THE HOUSE

19		Received from Senate
		Concurred in Senate amendment thus adopting:
		Failed to concur in Senate amendment; asked Sen. to recede
		Senate receded from amendment
		Senate failed to recede from amendment
		FCC appointed by House
		FCC appointed by Senate
		FCC adopted
		To enrolling
		Reported correctly enrolled
		Sent to Governor
	 by Governor
		Filed with Lt. Governor
		Chapter No.



RECORDS CERTIFICATION



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James O. Irish
Signature of Camera Operator

2/23/90
Date

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HB 827 - An Act relating to the Small Business Surety
 Title Guaranty Corporation of Alaska Revolving Fund
 Requested by _____ Date 2/15/78

II. FISCAL DETAIL
 Agency Affected Commerce & Economic Development
 Program Category Affected Public Protection
 Budget Request Unit(s) Affected Small Business Surety Guaranty Corporation

HB 827

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
REVOLVING FUND	0	0	10000.0	0	0	0
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND	0	0	10000.0	0	0	0
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

IV. DATE 3/23/78 PREPARED BY John George
 AGENCY Division of Insurance/Dept Commerce & Economic Dev.
 PHONE 465-2515
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 827 - An Act relating to the Small Business Surety
 Title Guaranty Corporation of Alaska
 Requested by _____ Date 2/15/78

II. FISCAL DETAIL

Agency Affected Commerce & Economic Development
 Program Category Affected Public Protection
 Budget Request Unit(s) Affected Regulation of Insurance

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES	0	0	87.2	107.2	112.2	112.2
200 TRAVEL			25.0	25.0	26.0	26.0
300 CONTRACTUAL			50.0	50.0	55.0	55.0
400 COMMODITIES			5.0	5.0	5.5	5.5
500 EQUIPMENT			4.0	1.0	.5	.5
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL			171.2	188.7	199.2	199.2

FUNDING (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
GENERAL FUND	0	0	171.2	188.7	199.2	199.2
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
FULL TIME	0	0	3	4	4	4
PART TIME						
TEMPORARY						

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

To appropriately administer this program a permanent staff is required. At the minimum one underwriter, one investigator, and one administrative/clerical position are necessary. Travel includes staff travel and board travel and per diem to meet approximately once a month to approve bonds. We anticipate the need for legal assistance to mitigate bond losses and to administer claim disputes.

Underwriter Range 21 37.8
 Investigator Range 18 29.9
 Clerk Typist Range 8 15.3
 36 man months x \$117.18 4.2
 Benefits 87.2

IV. DATE 3/23/78 PREPARED BY John George
 AGENCY Division of Insurance/Dept. Commerce & Economic D
 PHONE 465-2515
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Introduced: 2/14/78
Referred: Commerce and Finance

1 IN THE HOUSE

BY GRUENING

2 HOUSE BILL NO. 827

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Small Business Surety Guaranty
7 Corporation of Alaska."

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

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

10 PART 4. INDEPENDENT STATE BOARDS, ASSOCIATIONS,
11 COMMISSIONS, AND CORPORATIONS.

12 CHAPTER 55. SMALL BUSINESS SURETY GUARANTY
13 CORPORATION OF ALASKA.

14 ARTICLE 1. CREATION AND ORGANIZATION.

15 Sec. 44.55.010. PURPOSE. The purpose of this chapter is to create
16 a further instrumentality of the state to develop, stimulate, and ad-
17 vance the business prosperity and economic welfare of Alaska and its
18 citizens and to relieve seasonal unemployment problems in Alaska by
19 assisting small businesses in the procurement of bid bonds, payment
20 bonds, and performance bonds for purposes of obtaining and performing
21 construction contracts, by means of guaranties of these bonds for local
22 small businesses, and by acting as surety for these bonds, to the extent
23 considered necessary and reasonable by the Small Business Surety
24 Guaranty Corporation of Alaska under its authority.

25 Sec. 44.55.015. POLICY. It is the policy of the Small Business
26 Surety Guaranty Corporation to provide surety and guaranty of surety in
27 accordance with the provisions of this chapter. Before acting as guar-
28 antor for surety, the corporation shall be satisfied that the applicant
29 has endeavored unsuccessfully to obtain guaranty of surety from private

1 sources and from the Small Business Administration. Before acting as
2 surety for a bond, the corporation shall be satisfied that the applicant
3 has endeavored unsuccessfully to obtain surety from private sources.

4 Sec. 44.55.020. SMALL BUSINESS SURETY GUARANTY CORPORATION OF
5 ALASKA. The Small Business Surety Guaranty Corporation of Alaska is a
6 public corporation. The corporation is an instrumentality of the state
7 within the Department of Commerce and Economic Development, but has a
8 legal existence independent of and separate from the state.

9 Sec. 44.55.030. GOVERNING BODY. The corporation's board of
10 directors shall conduct the business of the corporation.

11 Sec. 44.55.040. APPOINTMENT AND COMPOSITION OF BOARD. The board
12 consists of six residents of the state none of whom may be public
13 employees or officials, and the commissioner of commerce and economic
14 development. Public members of the board are appointed by the governor
15 and serve at his pleasure. Appointments to the board shall be made
16 without regard to political affiliation and shall represent the state's
17 geographic and economic interests.

18 Sec. 44.55.050. CONFLICT OF INTERESTS. Upon appointment and
19 during his term of office, a board member shall declare privately in
20 writing to the governor and the board any financial or business interest
21 he has which might conflict with the public nature of his membership on
22 the board. If there is a serious conflict, the board may ask him to
23 abstain from decisions resulting in a conflict or to resign from the
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29 counsel for the corporation. He shall advise the corporation in legal

1 matters and represent it in litigation.

2 Sec. 44.55.080. BOARD MEETINGS. The provisions of AS 09.25.110 -
3 09.25.120 (public records) and AS 44.62.310 - 44.62.312 (agency public
4 meetings) apply to the corporation.

5 Sec. 44.55.090. QUORUM AND NOTICE OF MEETINGS. Four members, who
6 may include the commissioner of commerce and economic development, con-
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8 require a larger number. Notice of meetings of the board must be given
9 to each member.

10 Sec. 44.55.100. MINUTES OF MEETINGS. The board shall keep minutes
11 of each meeting.

12 Sec. 44.55.110. EXECUTIVE SECRETARY. The board may employ an
13 executive secretary to manage the corporation. The executive secretary
14 shall be professionally trained and experienced in the performance of
15 his duties. The executive secretary may not have any financial or
16 business interest that might conflict with the management of the corpora-
17 tion in the best public interest. The board may delegate its powers and
18 duties to the executive secretary.

19 Sec. 44.55.120. EMPLOYEES' BONDS. The corporation shall bond its
20 principal employees. The amount of a bond shall be determined by the
21 board.

22 ARTICLE 2. POWERS.

23 Sec. 44.55.130. POWERS. (a) In carrying out its corporate pur-
24 poses stated in sec. 10 of this chapter, the corporation may

- 25 (1) exist continuously as a corporation;
26 (2) adopt a seal;
27 (3) adopt bylaws and regulations governing the business of
28 the corporation;
29 (4) sue and be sued;

1 (5) appoint officers, employees, trustees for certificate
2 holders, and agents, and prescribe their powers and duties;

3 (6) make contracts and execute instruments necessary or con-
4 venient in the exercise of its corporate powers;

5 (7) acquire by purchase, lease, bequest, devise, gift, the
6 satisfaction of debts, or the foreclosure of mortgages, and hold, main-
7 tain, use, operate, and convey real or personal property;

8 (8) accept grants or loans from and contract with the federal
9 government, the state, or its political subdivisions, and to that end
10 comply with the provisions of federal, state, or local programs when
11 necessary;

12 (9) lease, alienate, and dispose of property;

13 (10) do what is necessary to carry out the powers granted by
14 this chapter or other laws of the state;

15 (11) purchase any and all insurance from whatever source for
16 the purposes set out in this chapter.

17 (b) The corporation may, by proper action of its board of
18 directors and upon such terms and conditions as it may prescribe,
19 guaranty and enter into commitments to guaranty any surety against loss,
20 as the result of a breach of the terms of a bid bond, payment bond, or
21 performance bond by a principal on any contract up to \$1,000,000 in
22 amount, subject to the following conditions:

23 (1) the person who would be the principal of the bond is a
24 small business concern;

25 (2) the bond is required in order for the person to bid on a
26 contract, or to serve as a prime contractor or subcontractor;

27 (3) the person is not able to obtain the bond on reasonable
28 terms and conditions without a guaranty and has not been able to obtain
29 the guaranty of the Small Business Administration under 15 U.S.C. sec.

1 694;

2 (4) the corporation determines that there is a reasonable
3 expectation that the person will perform the covenants and conditions
4 of the contract with respect to which the bond is required;

5 (5) the contract meets requirements established by the cor-
6 poration for feasibility of successful completion and reasonableness of
7 cost;

8 (6) the terms and conditions of any bond guaranteed under the
9 authority of this section are reasonable in light of the risks involved
10 and the extent of the surety's participation.

11 (c) A contract of guaranty under (b) of this section may not
12 obligate the corporation to pay more than 90 per cent of the loss in-
13 curred by the surety in fulfilling the terms of his contract as the
14 result of the breach by the principal of the terms of a bid bond, perfor-
15 mance bond, or payment bond.

16 (d) The corporation may, by proper action of its board of
17 directors and upon such terms and conditions as it may prescribe, provide
18 surety bond and enter into commitments to act as surety against loss as
19 a result of a breach of the terms of a bid bond, payment bond, or perfor-
20 mance bond by a principal on any contract up to \$1,000,000 in amount,
21 subject to the following conditions:

22 (1) the person who would be the principal of the bond is a
23 small business concern;

24 (2) the bond is required in order for the person to bid on a
25 contract, or to serve as a prime contractor or subcontractor;

26 (3) the person is not able to obtain the bond on reasonable
27 terms and conditions from any other source;

28 (4) the corporation determines that there is a reasonable
29 expectation that the person will perform the covenants and conditions of

1 the contract with respect to which the bond is required;

2 (5) the contract meets requirements established by the cor-
3 poration for feasibility of successful completion and reasonableness of
4 cost.

5 (e) The corporation shall administer this program on a prudent and
6 economically justifiable basis and shall fix a uniform annual fee which
7 it considers reasonable or necessary for any guaranty or surety issued
8 under this section, to be payable at the time and under the conditions
9 as may be determined by the corporation. The fee shall be subject to
10 periodic review in order that the lowest fee that experience under the
11 program shows to be justified will be placed into effect. The corpora-
12 tion shall also fix the uniform fees for the processing of applications
13 for guaranty or for surety bonds under this section as it determines are
14 reasonable and necessary to pay administrative expenses incurred in
15 connection with the processing. Any contract of guaranty or surety
16 under this section shall obligate (1) in the case of application for
17 guaranty, the surety to pay the corporation the portions of the bond
18 fee as the corporation determines to be reasonable in the light of the
19 relative risks and costs involved; (2) in the case of application for
20 surety bond, the principal to pay the corporation that fee as the corpor-
21 ation determines to be reasonable in the light of the relative risks and
22 costs involved. The corporation shall conduct a study of the program in
23 order to determine what must be done to make the program economically
24 sound. Before December 1 of each year, the board shall submit to the
25 governor and the legislature a comprehensive report describing the
26 operations, fiscal transactions, financial condition, and future plans
27 of the board. The governor may prescribe the form of the report.

28 Sec. 44.55.135. CREDIT OF STATE NOT PLEDGED. The corporation may
29 not pledge the credit or the taxing power of the state or its political

1 subdivisions. The state and its political subdivisions are not liable
2 for the debts of the corporation.

3 Sec. 44.55.140. ANNUAL AUDITS. The board shall have its financial
4 records audited annually. The legislative auditor shall conduct the
5 annual audit. If an audit conducted by a certified public accountant is
6 satisfactory in the judgment of the legislative auditor, it may pre-
7 scribe the form and content of the financial records of the board and
8 may have access to these records at any time.

9 ARTICLE 3. GENERAL PROVISIONS.

10 Sec. 44.55.150. SMALL BUSINESS SURETY GUARANTY REVOLVING FUND.
11 There is established a small business surety guaranty revolving fund
12 which shall be administered by the board of directors exclusively for
13 the purposes of this chapter. The fund is composed of money appropri-
14 ated by the legislature to the corporation for the purposes of this
15 chapter. Expenditures may be made from this fund for the administration
16 of this chapter as well as for the guaranties and sureties authorized by
17 the provisions of this chapter. The corporation may pledge any money in
18 this fund for the purposes authorized by this chapter.

19 Sec. 44.55.160. REPAYMENT TO GENERAL FUND. All money made avail-
20 able to the small business surety guaranty revolving fund from the
21 general fund of the state is a loan from the general fund. All surplus
22 at the end of a fiscal year over amounts made available to the fund from
23 the general fund of the state shall be repaid to the general fund in re-
24 duction of the amount owing. Repayments may be made on a lag basis in
25 order to accommodate cash flow needs.

26 Sec. 44.55.170. INVESTMENTS BY ASSOCIATION. The corporation shall
27 place money held in reserve funds or in the small business surety
28 guaranty revolving fund in banks or trust companies having their princi-
29 pal places of business in the United States; or in obligations of the

1 United States or its agencies; or the state or its political subdivi-
2 sions, if the obligations are secured by the general taxing power of the
3 obligor.

4 Sec. 44.55.180. TAX EXEMPTION. Because the purpose of the corpora-
5 tion, as an instrumentality of the state, is to benefit the people of
6 Alaska by increasing their commerce, prosperity, and general well-being,
7 the corporation is exempt from all taxes and assessments in the state.

8 Sec. 44.55.190. GENERAL LIMITATIONS. (a) In making guaranty of
9 bonds or providing surety bond the board shall consider the proposed
10 contract, the purpose of the bond, the integrity and management ability
11 of the applicant, and the applicant's past and prospective performance.

12 (b) The board may make only guaranties or provide surety bonds
13 that are economically sound. No guaranty may be made nor surety bond
14 given unless the applicant has made application for guaranty satisfac-
15 tory to the corporation, from the Small Business Administration, or in
16 the case of surety bond, made application for surety bond satisfactory
17 to the corporation, from such private sources as are available.

18 Sec. 44.55.200. DISSOLUTION. After payment in full of its obliga-
19 tions or after depositing in a trust sufficient money to secure the
20 payment of its obligations, the board may dissolve the corporation by
21 the majority vote of its directors. Dissolution is not effective until
22 the legislature confirms it. The effective date of dissolution is the
23 date the legislature confirms the dissolution or a date determined by
24 the legislature at the time of confirmation. Assets remaining after
25 satisfaction of liabilities and obligations of the corporation shall be
26 deposited to the credit of the state general fund.

27 Sec. 44.55.210. REGULATIONS. The board may adopt regulations or
28 bylaws to implement the purposes of this chapter.

29 Sec. 44.55.220. ANNUAL BUDGET. The corporation shall prepare and

1 submit an annual budget in accordance with the provisions of the
2 Executive Budget Act (AS 37.07).

3 Sec. 44.55.230. BOARD MAY EMPLOY PERSONNEL. The board may employ
4 its executive secretary and special counsel and engage professional and
5 technical services and advice on an independent contract basis. The
6 board shall prescribe the duties and compensation of personnel.

7 Sec. 44.55.240. OTHER EMPLOYEES. Employees of the corporation
8 other than those described in sec. 230 of this chapter are in the
9 classified service under AS 39.25.

10 Sec. 44.55.250. DEFINITIONS. For the purposes of this chapter

11 (1) "bid bond" means a bond conditioned upon the bidder on a
12 contract entering into the contract, if he receives the contract award,
13 and furnishing the prescribed payment bond and performance bond;

14 (2) "corporation" means the Small Business Surety Guaranty
15 Corporation of Alaska;

16 (3) "obligee" means

17 (A) in the case of a bid bond, the person requesting
18 bids for the performance of a contract; or

19 (B) in the case of a payment bond or performance bond,
20 the person who has contracted with a principal for the completion
21 of the contract and to whom the obligation of the surety runs in
22 the event of a breach by the principal of the conditions of a
23 payment bond or performance bond;

24 (4) "payment bond" means a bond conditioned upon the payment
25 by the principal of money to persons under contract with him;

26 (5) "performance bond" means a bond conditioned upon the
27 completion by the principal of a contract in accordance with its terms;

28 (6) "prime contractor" means the person with whom the obligee
29 has contracted to perform the contract;

1 (7) "principal" means (A) in the case of a bid bond, a person
2 bidding for the award of a contract, or (B) the person primarily liable
3 to complete a contract for the obligee, or to make payments to other
4 persons in respect of that contract, and for whose performance of his
5 obligation the surety is bound under the terms of a payment or perfor-
6 mance bond; a principal may be a prime contractor or a subcontractor;

7 (8) "small business concern" means one which is independently
8 owned and operated and which is not dominant in its field of operation;
9 the corporation, in making further definition, may use the criteria of
10 number of employees and dollar volume of business; when the criteria of
11 number of employees is used, the corporation shall consider that numbers
12 of employees in a small business concern vary from industry to industry;

13 (9) "subcontractor" means a person who has contracted with a
14 prime contractor or with another subcontractor to perform a contract;

15 (10) "surety" means the person or corporation who

16 (A) under the terms of a bid bond, undertakes to pay a
17 sum of money to the obligee in the event the principal breaches the
18 conditions of the bond;

19 (B) under the terms of a performance bond, undertakes to
20 incur the cost of fulfilling the terms of a contract in the event
21 the principal breaches the conditions of the contract; or

22 (C) under the terms of a payment bond, undertakes to
23 make payment to all persons supplying labor and material in the
24 prosecution of the work provided for in the contract if the princi-
25 pal fails to make prompt payment.

COMMITTEE REPORT

HOUSE

5/16/78

FURTHER: _____

Date: _____

Mr. Speaker:

The Committee on Finance has had HB 827
"An Act relating to the Small Business Surety Guaranty Corporation of Alaska."

under consideration and (a majority of the committee) (the committee reports it back as follows)

- 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 _____ new title same title
 AND attaches a Letter of Intent New Fiscal Note
 reports it back without recommendation
 and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Chairman

COMMITTEE REPORT

HOUSE

2/14/78

FURTHER: FINANCE

Date: May 14, 1978

Mr. Speaker:

The Committee on COMMERCE has had HB 827
"An Act relating to the ~~Small Business Surety Guaranty Corporation of~~
Alaska."

3 members
under consideration and (~~a majority of the committee~~) (~~the committee~~
~~reports it back as follows~~)

() 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 HB 827

and that it do pass (X) new title () same title

() AND attaches a Letter of Intent () New Fiscal Note

() reports it back without recommendation

() and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

① { [Signature]
[Signature]
Joe McKinnon

OTHER RECOMMENDATIONS:

② Do NOT PASS - UNLESS AMENDED
[Signature]
③ [Signature]

Joe McKinnon
Chairman

4950
Vassar

Original sponsor: Gruening

Offered: 5/16/78
Referred: Finance

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 CS FOR HOUSE BILL NO. 827

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to bond requirements for public works
7 contracts."

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

9 * Section 1. AS 36.25.010 is amended by adding new subsections to read:

10 (d) When the total amount payable by the terms of the contract is
11 \$500,000 or less the state, and any department or agency of the state,
12 shall waive the bond requirements of this section if the following
13 conditions are met and if the contractor provides, on forms prescribed
14 by the agency awarding the contract, all information necessary to show
15 that these conditions are met:

16 (1) The contractor is, and for three years immediately pre-
17 ceding the award of the contract has been, a licensed contractor having
18 his principal offices in the state.

19 (2) The contract is for work similar in nature to the work
20 usually performed by the contractor.

21 (3) The contract is for construction, alteration, repair, or
22 maintenance of buildings or improvements and requires the performance of
23 substantially all work by the contractor utilizing his own tools, equip-
24 ment, and employees, and requires the contractor to use no subcontrac-
25 tors.

26 (4) The contractor submits a financial statement certified by
27 a certified public accountant showing a profit from contracting opera-
28 tions for at least the year preceding the submission of the bid, and for
29 two of the last three years preceding the submission of the bid.

COMMITTEE COPY

1 (5) The contractor has not defaulted on any contract awarded
2 him in the last three years.

3 (6) The total amount of all contracts being performed by the
4 contractor during the term of the subject contract, including the con-
5 tract being awarded under this subsection, does not exceed seven times
6 the net worth of the contractor.

7 (7) The state, or a political subdivision of the state,
8 establishes a disbursement procedure by which

9 (A) funds are disbursed in periodic progress payments
10 relating to the amount of work performed to date of disbursement;

11 (B) no less than 10 per cent of each disbursement is
12 withheld to the end of the contract to assure completion of the
13 contract; and

14 (C) the state or a political subdivision of the state
15 performs such audits and requires such lien releases as is appro-
16 priate to assure payment of all employees of and suppliers to the
17 contractor.

18 (8) The state or state agency or department awarding the
19 contract has received bids from at least two other contractors whose
20 bids are accompanied by a bid bond or who meet the qualifications of
21 this subsection, and the successful contractor's bid is not less than 10
22 per cent lower than the average of all bids on the same job; the pro-
23 visions of this paragraph do not apply to contracts for the performance
24 of work to be done entirely outside of an organized borough.

25 (e) A municipality, by ordinance adopted by its governing body,
26 may exempt contractors from compliance with the provisions of (a) of
27 this section. The contractor shall be subject to the provisions of (d)
28 of this section.

29 * Sec. 2. AS 37.05.220(8) is amended to read:

1 (8) prescribe standard forms for bids and contracts for con-
2 struction, purchases of supplies, and other purposes, which bids and
3 contracts may contain provisions which the department considers neces-
4 sary; but all contracts for construction shall require the filing of an
5 acceptable performance bond and a penalty provision for failure to per-
6 form the contract according to its terms, except as provided in AS 36.-
7 25.010(d) and (e);

8 * Sec. 3. AS 29.13.100 is amended by adding a new paragraph to read:

9 (38) AS 29.48.130(a)(12) (municipal exemption on contractor
10 bond requirements).

11 * Sec. 4. AS 29.48.130(a) is amended by adding a new paragraph to read:

12 (12) exempt bidders for contracts from compliance with general
13 requirements relating to payment and performance bonds in the construc-
14 tion or repair of municipal public works projects in the manner autho-
15 rized by AS 36.25.010(e).

4950
Vassar

Introduced: 2/14/78
Referred: Commerce and Finance

1 IN THE HOUSE

BY GRUENING

2 HOUSE BILL NO. 827

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

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18 citizens and to relieve seasonal unemployment problems in Alaska by
19 assisting small businesses in the procurement of bid bonds, payment
20 bonds, and performance bonds for purposes of obtaining and performing
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11 Sec. 44.55.040. APPOINTMENT AND COMPOSITION OF BOARD. The board
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13 employees or officials, and the commissioner of commerce and economic
14 development. Public members of the board are appointed by the governor
15 and serve at his pleasure. Appointments to the board shall be made
16 without regard to political affiliation and shall represent the state's
17 geographic and economic interests.

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12 Sec. 44.55.110. EXECUTIVE SECRETARY. The board may employ an
13 executive secretary to manage the corporation. The executive secretary
14 shall be professionally trained and experienced in the performance of
15 his duties. The executive secretary may not have any financial or
16 business interest that might conflict with the management of the corpora-
17 tion in the best public interest. The board may delegate its powers and
18 duties to the executive secretary.

19 Sec. 44.55.120. EMPLOYEES' BONDS. The corporation shall bond its
20 principal employees. The amount of a bond shall be determined by the
21 board.

22 ARTICLE 2. POWERS.

23 Sec. 44.55.130. POWERS. (a) In carrying out its corporate pur-
24 poses stated in sec. 10 of this chapter, the corporation may

- 25 (1) exist continuously as a corporation;
26 (2) adopt a seal;
27 (3) adopt bylaws and regulations governing the business of
28 the corporation;
29 (4) sue and be sued;

1 (5) appoint officers, employees, trustees for certificate
2 holders, and agents, and prescribe their powers and duties;

3 (6) make contracts and execute instruments necessary or con-
4 venient in the exercise of its corporate powers;

5 (7) acquire by purchase, lease, bequest, devise, gift, the
6 satisfaction of debts, or the foreclosure of mortgages, and hold, main-
7 tain, use, operate, and convey real or personal property;

8 (8) accept grants or loans from and contract with the federal
9 government, the state, or its political subdivisions, and to that end
10 comply with the provisions of federal, state, or local programs when
11 necessary;

12 (9) lease, alienate, and dispose of property;

13 (10) do what is necessary to carry out the powers granted by
14 this chapter or other laws of the state;

15 (11) purchase any and all insurance from whatever source for
16 the purposes set out in this chapter.

17 (b) The corporation may, by proper action of its board of
18 directors and upon such terms and conditions as it may prescribe,
19 guaranty and enter into commitments to guaranty any surety against loss,
20 as the result of a breach of the terms of a bid bond, payment bond, or
21 performance bond by a principal on any contract up to \$1,000,000 in
22 amount, subject to the following conditions:

23 (1) the person who would be the principal of the bond is a
24 small business concern;

25 (2) the bond is required in order for the person to bid on a
26 contract, or to serve as a prime contractor or subcontractor;

27 (3) the person is not able to obtain the bond on reasonable
28 terms and conditions without a guaranty and has not been able to obtain
29 the guaranty of the Small Business Administration under 15 U.S.C. sec.

1 694;

2 (4) the corporation determines that there is a reasonable
3 expectation that the person will perform the covenants and conditions
4 of the contract with respect to which the bond is required;

5 (5) the contract meets requirements established by the cor-
6 poration for feasibility of successful completion and reasonableness of
7 cost;

8 (6) the terms and conditions of any bond guaranteed under the
9 authority of this section are reasonable in light of the risks involved
10 and the extent of the surety's participation.

11 (c) A contract of guaranty under (b) of this section may not
12 obligate the corporation to pay more than 90 per cent of the loss in-
13 curred by the surety in fulfilling the terms of his contract as the
14 result of the breach by the principal of the terms of a bid bond, perfor-
15 mance bond, or payment bond.

16 (d) The corporation may, by proper action of its board of
17 directors and upon such terms and conditions as it may prescribe, provide
18 surety bond and enter into commitments to act as surety against loss as
19 a result of a breach of the terms of a bid bond, payment bond, or perfor-
20 mance bond by a principal on any contract up to \$1,000,000 in amount,
21 subject to the following conditions:

22 (1) the person who would be the principal of the bond is a
23 small business concern;

24 (2) the bond is required in order for the person to bid on a
25 contract, or to serve as a prime contractor or subcontractor;

26 (3) the person is not able to obtain the bond on reasonable
27 terms and conditions from any other source;

28 (4) the corporation determines that there is a reasonable
29 expectation that the person will perform the covenants and conditions of

1 the contract with respect to which the bond is required;

2 (5) the contract meets requirements established by the cor-
3 poration for feasibility of successful completion and reasonableness of
4 cost.

5 (e) The corporation shall administer this program on a prudent and
6 economically justifiable basis and shall fix a uniform annual fee which
7 it considers reasonable or necessary for any guaranty or surety issued
8 under this section, to be payable at the time and under the conditions
9 as may be determined by the corporation. The fee shall be subject to
10 periodic review in order that the lowest fee that experience under the
11 program shows to be justified will be placed into effect. The corpora-
12 tion shall also fix the uniform fees for the processing of applications
13 for guaranty or for surety bonds under this section as it determines are
14 reasonable and necessary to pay administrative expenses incurred in
15 connection with the processing. Any contract of guaranty or surety
16 under this section shall obligate (1) in the case of application for
17 guaranty, the surety to pay the corporation the portions of the bond
18 fee as the corporation determines to be reasonable in the light of the
19 relative risks and costs involved; (2) in the case of application for
20 surety bond, the principal to pay the corporation that fee as the corpora-
21 tion determines to be reasonable in the light of the relative risks and
22 costs involved. The corporation shall conduct a study of the program in
23 order to determine what must be done to make the program economically
24 sound. Before December 1 of each year, the board shall submit to the
25 governor and the legislature a comprehensive report describing the
26 operations, fiscal transactions, financial condition, and future plans
27 of the board. The governor may prescribe the form of the report.

28 Sec. 44.55.135. CREDIT OF STATE NOT PLEDGED. The corporation may
29 not pledge the credit or the taxing power of the state or its political

HB 827

1 subdivisions. The state and its political subdivisions are not liable
2 for the debts of the corporation.

3 Sec. 44.55.140. ANNUAL AUDITS. The board shall have its financial
4 records audited annually. The legislative auditor shall conduct the
5 annual audit. If an audit conducted by a certified public accountant is
6 satisfactory in the judgment of the legislative auditor, it may pre-
7 scribe the form and content of the financial records of the board and
8 may have access to these records at any time.

9 ARTICLE 3. GENERAL PROVISIONS.

10 Sec. 44.55.150. SMALL BUSINESS SURETY GUARANTY REVOLVING FUND.
11 There is established a small business surety guaranty revolving fund
12 which shall be administered by the board of directors exclusively for
13 the purposes of this chapter. The fund is composed of money appropri-
14 ated by the legislature to the corporation for the purposes of this
15 chapter. Expenditures may be made from this fund for the administration
16 of this chapter as well as for the guaranties and sureties authorized by
17 the provisions of this chapter. The corporation may pledge any money in
18 this fund for the purposes authorized by this chapter.

19 Sec. 44.55.160. REPAYMENT TO GENERAL FUND. All money made avail-
20 able to the small business surety guaranty revolving fund from the
21 general fund of the state is a loan from the general fund. All surplus
22 at the end of a fiscal year over amounts made available to the fund from
23 the general fund of the state shall be repaid to the general fund in re-
24 duction of the amount owing. Repayments may be made on a lag basis in
25 order to accommodate cash flow needs.

26 Sec. 44.55.170. INVESTMENTS BY ASSOCIATION. The corporation shall
27 place money held in reserve funds or in the small business surety
28 guaranty revolving fund in banks or trust companies having their princi-
29 pal places of business in the United States; or in obligations of the

1 United States or its agencies; or the state or its political subdivi-
2 sions, if the obligations are secured by the general taxing power of the
3 obligor.

4 Sec. 44.55.180. TAX EXEMPTION. Because the purpose of the corpora-
5 tion, as an instrumentality of the state, is to benefit the people of
6 Alaska by increasing their commerce, prosperity, and general well-being,
7 the corporation is exempt from all taxes and assessments in the state.

8 Sec. 44.55.190. GENERAL LIMITATIONS. (a) In making guaranty of
9 bonds or providing surety bond the board shall consider the proposed
10 contract, the purpose of the bond, the integrity and management ability
11 of the applicant, and the applicant's past and prospective performance.

12 (b) The board may make only guaranties or provide surety bonds
13 that are economically sound. No guaranty may be made nor surety bond
14 given unless the applicant has made application for guaranty satisfac-
15 tory to the corporation, from the Small Business Administration, or in
16 the case of surety bond, made application for surety bond satisfactory
17 to the corporation, from such private sources as are available.

18 Sec. 44.55.200. DISSOLUTION. After payment in full of its obliga-
19 tions or after depositing in a trust sufficient money to secure the
20 payment of its obligations, the board may dissolve the corporation by
21 the majority vote of its directors. Dissolution is not effective until
22 the legislature confirms it. The effective date of dissolution is the
23 date the legislature confirms the dissolution or a date determined by
24 the legislature at the time of confirmation. Assets remaining after
25 satisfaction of liabilities and obligations of the corporation shall be
26 deposited to the credit of the state general fund.

27 Sec. 44.55.210. REGULATIONS. The board may adopt regulations or
28 bylaws to implement the purposes of this chapter.

29 Sec. 44.55.220. ANNUAL BUDGET The corporation shall prepare and

1 submit an annual budget in accordance with the provisions of the
2 Executive Budget Act (AS 37.07).

3 Sec. 44.55.230. BOARD MAY EMPLOY PERSONNEL. The board may employ
4 its executive secretary and special counsel and engage professional and
5 technical services and advice on an independent contract basis. The
6 board shall prescribe the duties and compensation of personnel.

7 Sec. 44.55.240. OTHER EMPLOYEES. Employees of the corporation
8 other than those described in sec. 230 of this chapter are in the
9 classified service under AS 39.25.

10 Sec. 44.55.250. DEFINITIONS. For the purposes of this chapter

11 (1) "bid bond" means a bond conditioned upon the bidder on a
12 contract entering into the contract, if he receives the contract award,
13 and furnishing the prescribed payment bond and performance bond;

14 (2) "corporation" means the Small Business Surety Guaranty
15 Corporation of Alaska;

16 (3) "obligee" means

17 (A) in the case of a bid bond, the person requesting
18 bids for the performance of a contract; or

19 (B) in the case of a payment bond or performance bond,
20 the person who has contracted with a principal for the completion
21 of the contract and to whom the obligation of the surety runs in
22 the event of a breach by the principal of the conditions of a
23 payment bond or performance bond;

24 (4) "payment bond" means a bond conditioned upon the payment
25 by the principal of money to persons under contract with him;

26 (5) "performance bond" means a bond conditioned upon the
27 completion by the principal of a contract in accordance with its terms;

28 (6) "prime contractor" means the person with whom the obligee
29 has contracted to perform the contract;

1 (7) "principal" means (A) in the case of a bid bond, a person
2 bidding for the award of a contract, or (B) the person primarily liable
3 to complete a contract for the obligee, or to make payments to other
4 persons in respect of that contract, and for whose performance of his
5 obligation the surety is bound under the terms of a payment or perfor-
6 mance bond; a principal may be a prime contractor or a subcontractor;

7 (8) "small business concern" means one which is independently
8 owned and operated and which is not dominant in its field of operation;
9 the corporation, in making further definition, may use the criteria of
10 number of employees and dollar volume of business; when the criteria of
11 number of employees is used, the corporation shall consider that numbers
12 of employees in a small business concern vary from industry to industry;

13 (9) "subcontractor" means a person who has contracted with a
14 prime contractor or with another subcontractor to perform a contract;

15 (10) "surety" means the person or corporation who

16 (A) under the terms of a bid bond, undertakes to pay a
17 sum of money to the obligee in the event the principal breaches the
18 conditions of the bond;

19 (B) under the terms of a performance bond, undertakes to
20 incur the cost of fulfilling the terms of a contract in the event
21 the principal breaches the conditions of the contract; or

22 (C) under the terms of a payment bond, undertakes to
23 make payment to all persons supplying labor and material in the
24 prosecution of the work provided for in the contract if the princi-
25 pal fails to make prompt payment.
26
27
28
29

ALASKA STATE LEGISLATURE

TENTH... Legislature SECOND... Session

HOUSE ... BILL NO. ... 27...

By GRUENING

"An Act relating to the Small Business Surety Guaranty Corporation of Alaska."

Small Business Surety Guaranty

Introduced in the House 2/14/1978

HISTORY IN THE HOUSE

19 78		Read first time and referred to Committee on Commerce and Finance												
Feb	14	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													
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		<table border="0"> <tr> <td colspan="2">Reconsideration</td> </tr> <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>	Reconsideration		PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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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												
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SECRETARY OF THE SENATE														

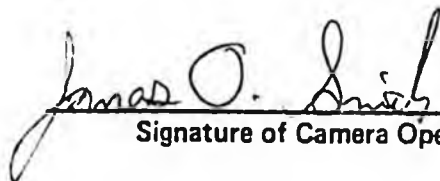
HISTORY IN THE HOUSE

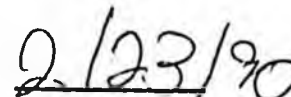
19	Received from Senate
	Concurred in Senate amendment thus adopting:
	Failed to concur in Senate amendment; asked Sen. to recede.
	Senate receded from amendment
	Senate failed to recede from amendment
	FCC appointed by House
	FCC appointed by Senate
	FCC adopted
	To enrolling
	Reported correctly enrolled
	Sent to Governor
 by Governor
	Filed with Lt. Governor
	Chapter No.



RECORDS CERTIFICATION

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


Signature of Camera Operator


Date

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HR 528
 Title TRS Service Credit for Unused Sick Leave
 Requested by _____ Date _____

II. FISCAL DETAIL
 Agency Affected Administration - Division of Retirement and Benefits
 Program Category Affected Retirement and Benefits (TRS)
 Budget Request Unit(s) Affected Teachers' Retirement System

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES		20.6	22.7	25.0	27.5	30.2
200 TRAVEL						
300 CONTRACTUAL		40.0				
400 COMMODITIES		0.3	0.3	0.3	0.3	0.3
500 EQUIPMENT		0.8				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		299.6	329.6	362.5	399.8	439.7
100 BENEFITS		69.0	75.9	83.5	91.8	101.0
TOTAL	-0-	430.3	428.5	471.3	518.4	570.2

FUNDING (Thousands of Dollars)

GENERAL FUND		362.6	405.5	446.0	490.6	539.7
FEDERAL FUNDS						
OTHER (Specify)						
TRS		61.7	23.0	25.3	27.8	30.5

POSITIONS

FULL TIME		1	1	1	1	1
PART TIME						
TEMPORARY						

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

1. Estimate FY 79 covered TRS payroll to be \$214,000,000.
2. Estimate future covered payrolls will increase at 10% annually.
3. Estimate that the average teacher will receive an additional 4.7 days (unused medical leave) of service credit for each year of employment under TRS. (Based upon Statistical sample of approximately 450 vested state employees under PERS eligible for normal retirement--teachers sick leave records not maintained by state. A 20% increase in unused sick balance was assumed after passage of this bill.)
4. Increase in combined TRS State Match and employer contribution rate is .28%.
5. Assumes current retirees will not be affected by this bill.
6. Administrative costs as attached.

IV. DATE 3/31/78 PREPARED BY Paul B. Arnoldt
 AGENCY Division of Retirement and Benefits
 PHONE 465-4650

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) Representative Duncan
 Office of the Governor (Keith Specking)

ASSUMPTIONS:

Estimated FY79 Payroll (Total System)	=	\$214,000,000
State Contribution Rate to Fund Bill	=	.14 %
State TRS Matching Rate to Fund Bill	=	.14 %
School District Rate to Fund Bill	=	.14 %

ANALYSIS:

<u>Employer</u>	<u>Payroll</u>		<u>Rate</u>	<u>Cost</u>	<u>Appropriation</u>
Department of Education	\$ 5,800,000	X	.14 %	\$ 8,120	To Their Budget
University of Alaska	\$ 43,500,000	X	.14 %	\$ 60,900	To Their Budget
				<u>\$ 69,020</u>	
State TRS Matching	\$214,000,000	X	.14 %	\$299,600	To TRS Match
State TRS Regular Budget:					
Personal Services				\$ 20,647	To Personal Services
Travel				\$ -0-	To Travel
Contractual				\$ 40,000	To Contractual
Commodities				\$ 300	To Commodities
Equipment				\$ 800	To Equipment
				<u>\$430,367</u>	
COST TO STATE IN FY79					
All School Districts	\$164,700,000	X	.14 %	\$230,580	
TOTAL COST IN FY79					<u>\$660,947</u>

REMARKS:

To calculate the contributions due to the system, input service credit data and handle correspondence will require the following personal services:

One regular full-time employee - Benefit Technician (Range 12).
Salary and merit increase at 6% first year.

Monthly Salary	\$1,371 x 12 =	\$16,452
Plus 25.5% benefits	=	4,195
TOTAL		<u>\$20,647</u>

Estimated costs for major data processing system modifications are \$40,000:

Commodities - \$300 per year.		
Equipment (desk, chair, calculator)	= \$	800

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 828
Title TRS Service Credit for Unused Sick Leave
Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits
Program Category Affected Retirement and Benefits (TRS)
Budget Request Unit(s) Affected Teachers' Retirement System

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES		20.6	22.7	25.0	27.5	30.2
200 TRAVEL						
300 CONTRACTUAL		40.0				
400 COMMODITIES		0.3	0.3	0.3	0.3	0.3
500 EQUIPMENT		0.8				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		299.6	329.6	362.5	398.8	438.7
100 BENEFITS		69.0	75.9	83.5	91.8	101.0
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TRS		61.7	23.0	25.3	27.8	30.5

POSITIONS

FULL TIME		1	1	1	1	1
PART TIME						
TEMPORARY						

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

1. Estimate FY 79 covered TRS payroll to be \$214,000,000.
2. Estimate future covered payrolls will increase at 10% annually.
3. Estimate that the average teacher will receive an additional 4.7 days (unused medical leave) of service credit for each year of employment under TRS. (Based upon Statistical sample of approximately 450 vested state employees under PERS eligible for normal retirement--teachers sick leave records not maintained by state. A 20% increase in unused sick balance was assumed after passage of this bill.)
4. Increase in combined TRS State Match and employer contribution rate is .28%.
5. Assumes current retirees will not be affected by this bill.
6. Administrative costs as attached.

IV. DATE 3/31/78 PREPARED BY Paul B. Arnoldt
AGENCY Division of Retirement and Benefits
PHONE 465-4460

Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named) Representative Duncan
Office of the Governor (Keith Specking)

FD 828

ATTACHMENT

Bill/Resolution No. HB 828ASSUMPTIONS:

1. Estimated FY79 Payroll (Total System)	=	\$214,000,000
2. State Contribution Rate to Fund Bill	=	.14 %
3. State TRS Matching Rate to Fund Bill	=	.14 %
4. School District Rate to Fund Bill	=	.14 %

COST ANALYSIS:

<u>Employer</u>	<u>Payroll</u>		<u>Rate</u>	<u>Cost</u>	<u>Appropriation</u>
1. Department of Education	\$ 5,800,000	X	.14 %	\$ 8,120	To Their Budget
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5. All School Districts	\$164,700,000	X	.14 %	<u>\$230,580</u>	
				<u>\$660,947</u>	

REMARKS:

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Salary and merit increase at 6% first year.

Monthly Salary	\$1,371 x 12 =	\$16,452
Plus 25.5% benefits	=	4,195
TOTAL		<u>\$20,647</u>

- Estimated costs for major data processing system modifications are \$40,000.
- Commodities - \$300 per year.
- Equipment (desk, chair, calculator) = \$ 800

March 8, 1978

Legislative Board of Retirement Benefits analysis and recommendations
on:

House Bill No. 828

The board endorses the attached fiscal note prepared for SB 73 as its fiscal analysis of HB 828, given the assumptions in the analysis section and noting that the costs might be slightly reduced by the 180 day limit. The assumption that sick leave balances will increase by 20 percent is speculative and none of the possible cost offsets have been taken into account; however, the fiscal impact will be substantial in any case.

Two members of the board recommend that SB 73 do pass; two members recommend that it do not pass; two members have no recommendation; and one member was absent.

TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 73

Title TRS Service Credit for Unused Sick Leave

Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits

Program Category Affected Retirement and Benefits (TRS)

Budget Request Unit(s) Affected Teachers' Retirement System

EXPENDITURES (Thousands of Dollars)

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500 EQUIPMENT		0.8				
600 LAND & STRUCTURES						
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FEDERAL FUNDS						
OTHER (Specify)						
TRS		61.7	23.0	25.3	27.8	30.5

POSITIONS

FULL TIME		1	1	1	1	1
PART TIME						
TEMPORARY						

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

1. Estimate FY 79 covered TRS payroll to be \$214,000,000.
2. Estimate future covered payrolls will increase at 1% annually.
3. Estimate that the average teacher will receive an additional 4.7 days (unused medical leave) of service credit for each year of employment under TRS. (Based upon statistical sample of approximately 450 vested state employees under PERS eligible for normal retirement--teachers sick leave records not maintained by state. A 20% increase in unused sick balance was assumed after passage of this bill.)
4. Increase in combined TRS State Match and employer contribution rate is .28%.
5. Assumes current retirees will not be affected by this bill.
6. Administrative costs as attached.

IV. DATE 2/16/77

PREPARED BY _____

AGENCY _____

PHONE _____

Paul B. Arnoldt
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Division of Retirement and Benefits

REG-4480 SA 114

Original Legislative Finance

and Management

cc: Prime Sponsor (First Legislative Council) Senator Ray
Office of the Governor (with Specking)

LS 691 (Rev. 12/77)