

REG. FINANCE - BILLS 1977 - 1978 836

HB 897 thru HR 901 886



# 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. Irish  
Signature of Camera Operator

2/23/90  
Date

COMMITTEE REPORT

4/18/78

HOUSE

FURTHER: \_\_\_\_\_

Date: \_\_\_\_\_

Mr. Speaker:

The Committee on FINANCE has had HB 897

"An Act making a special appropriation to the Dept. of Health & Social Services, division of public health, for expenses of the emergency medical services section and to provide grants-in-aid for the support of emergency medical services; e.d."

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 + <sup>Fiscal</sup> <sub>Note</sub>              ( ) New Fiscal Note

( ) reports it back without recommendation

( ) and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

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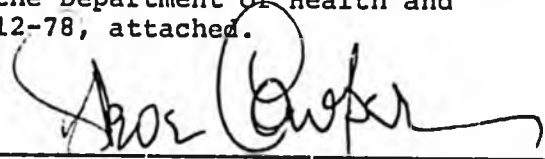
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\_\_\_\_\_  
Chairman

HOUSE JOURNAL

LETTER OF INTENT  
TO ACCOMPANY HOUSE BILL NO. 897

It is the intent of the Legislature that the funds appropriated in HB 897 be allocated in accordance with the fiscal note submitted by the Department of Health and Social Services, dated 4-12-78, attached.



---

Steve Cowper, Chairman  
House Finance Committee

Introduced: 3/20/78  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

2 HOUSE BILL NO. 897

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 Health and Social Services, division of public  
8 health, for expenses of the emergency medical services  
9 section and to provide grants-in-aid for the support of  
10 emergency medical services; and providing for an effec-  
11 tive date."

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

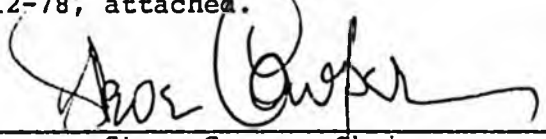
13 \* Section 1. The sum of \$500,000 is appropriated from the general fund to  
14 the Department of Health and Social Services, division of public health, to  
15 meet expenses of operations and training of the emergency medical services  
16 section and to provide grants-in-aid for the support of emergency medical  
17 services.

18 \* Sec. 2. This Act takes effect July 1, 1978.  
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28  
29

HOUSE JOURNAL

LETTER OF INTENT  
TO ACCOMPANY HOUSE BILL NO. 897

It is the intent of the Legislature that the funds appropriated in HB 897 be allocated in accordance with the fiscal note submitted by the Department of Health and Social Services, dated 4-12-78, attached.

A handwritten signature in cursive script, appearing to read "Steve Cowper", written over a horizontal line.

Steve Cowper, Chairman  
House Finance Committee

# MEMORANDUM

## State of Alaska

TO:  Legislative Affairs

DEPT. \_\_\_\_\_

DIV. \_\_\_\_\_

SEC. \_\_\_\_\_

DATE : May 9, 1978

FROM: Vicki Wilson  
House Finance Committee  
Rm 411 - Phone: 3795/3796

SUBJECT: HB 896

Please prepare Finance Committee Substitute for HB 896 as per attached, and return to me as soon as possible.

Thank you.

Original sponsor: Health, Education and  
Social Services Committee

Offered: 4/19/78  
Referred: Finance

*FINANCE*  
BY THE ~~HEALTH, EDUCATION AND~~  
~~SOCIAL SERVICES COMMITTEE~~

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 896

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 emergency medical services."

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

8 \* Section 1. AS 18.08.080 is repealed and re-enacted to read:

9 Sec. 18.08.080. REGULATIONS. The department shall adopt, with the  
10 concurrence of the Department of Public Safety, regulations establishing  
11 standards and procedures for the issuance, renewal, reissuance, revoca-  
12 tion, and suspension of certificates required under sec. 82 of this  
13 chapter, as well as other regulations necessary to carry out the pur-  
14 poses of this chapter.

15 \* Sec. 2. AS 18.08 is amended by adding new sections to read:

16 Sec. 18.08.082. ISSUANCE OF PERMITS. (a) The department shall  
17 prescribe by regulation a course of training or other requirements pre-  
18 requisite to the issuance of certificates which provide for the follow-  
19 ing:

20 (1) certifies that a person meets the training and other  
21 requirements as an emergency medical technician;

22 (2) authorizes an emergency medical technician certified  
23 under this chapter to provide under the written or oral direction of a  
24 physician those advanced life support services enumerated on the certi-  
25 ficate;

26 (3) certifies that a person, organization, or government  
27 agency which provides an emergency medical service meets the minimum  
28 operating standards prescribed by the department; and

29 (4) authorizes an emergency medical service certified under

1 section does not preclude liability for civil damages which is the  
2 proximate result of gross negligence or intentional misconduct, nor  
3 preclude imposition of liability on a person or public agency which  
4 employs, sponsors, or controls the activities of persons certified under  
5 sec. 82 of this chapter if the act or omission is a proximate result of  
6 a breach of duty to act created under this chapter. For the purposes of  
7 this subsection, "gross negligence" means reckless, wilful, or wanton  
8 misconduct.

9 (b) No physician who in good faith arranges for, requests, recom-  
10 mends, or initiates the transfer of a patient from a hospital to another  
11 hospital may be liable for civil damages as a result of arranging, re-  
12 questing, recommending, or initiating the transfer if

13 (1) in the exercise of that degree of knowledge or skill pos-  
14 sessed, or that degree of care ordinarily exercised by physicians prac-  
15 ticing the same specialty in the same, or similar communities to that in  
16 which the physician is practicing, the physician determines that treat-  
17 ment of the patient's medical condition is beyond the capability of the  
18 transferring hospital or the medical community in which the hospital is  
19 located;

20 (2) the physician has confirmed that the receiving facility  
21 is more capable of treating the patient; and

22 (3) the physician has secured a prior agreement from the  
23 receiving facility to accept and render the necessary treatment to the  
24 patient.

25 (c) No registered nurse or licensed practical nurse who escorts a  
26 patient in ~~(an aircraft) not equipped as an ambulance~~ <sup>a means of conveyance not equipped as an ambulance</sup> may be liable for  
27 civil damages as a result of an act or omission in administering patient  
28 care services, if done in good faith and if the life of the injured or  
29 sick person is in danger. This subsection does not preclude liability

# **CORRECTION**

**THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY**

Original sponsor: Health, Education and  
Social Services Committee

Offered: 4/19/78  
Referred: Finance

1 IN THE HOUSE

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~~SOCIAL SERVICES COMMITTEE~~

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18 requisite to the issuance of certificates which provide for the follow-  
19 ing:

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21 requirements as an emergency medical technician;

22 (2) authorizes an emergency medical technician certified  
23 under this chapter to provide under the written or oral direction of a  
24 physician those advanced life support services enumerated on the certi-  
25 ficate;

26 (3) certifies that a person, organization, or government  
27 agency which provides an emergency medical service meets the minimum  
28 operating standards prescribed by the department; and

29 (4) authorizes an emergency medical service certified under

1 this chapter to provide under the written or oral direction of a phy-  
2 sician those advanced life support services enumerated on the certi-  
3 ficate.

4 (b) The department shall be the central certifying agency for  
5 personnel certified under (a)(1) and (2) of this chapter and under  
6 regulations adopted under sec. 80 of this chapter.

7 Sec. 18.08.084. CERTIFICATE REQUIRED. (a) No person may repr-  
8 sent himself, nor may an agency or business represent an agent or  
9 employee of that agency or business, as an emergency medical technician  
10 certified by the state unless the person represented is certified as an  
11 emergency medical technician under sec. 82 of this chapter.

12 (b) No person, organization, or government agency may represent  
13 itself as an emergency medical service or ambulance service certified  
14 by the state unless the person, organization, or government agency is  
15 certified as an emergency medical service under sec. 82 of this chapter.

16 (c) No person may provide, offer, or advertise to provide ad-  
17 vanced life support services outside a hospital unless authorized by  
18 law.

19 (d) No person, organization, or government agency which provides,  
20 offers, or advertises to provide an emergency medical service may pro-  
21 vide advanced life support services unless authorized under sec. 82 of  
22 this chapter.

23 Sec. 18.08.086. IMMUNITY FROM LIABILITY. (a) No person certified  
24 under sec. 82 of this chapter, or person or public agency which employs,  
25 sponsors or controls the activities of persons certified under sec. 82  
26 of this chapter, who administers emergency medical services to an in-  
27 jured or sick person may be liable for civil damages as a result of an  
28 act or omission in administering those services, if done in good faith  
29 and if the life of the injured or sick person is in danger. This sub-

1 section does not preclude liability for civil damages which is the  
2 proximate result of gross negligence or intentional misconduct, nor  
3 preclude imposition of liability on a person or public agency which  
4 employs, sponsors, or controls the activities of persons certified under  
5 sec. 82 of this chapter if the act or omission is a proximate result of  
6 a breach of duty to act created under this chapter. For the purposes of  
7 this subsection, "gross negligence" means reckless, wilful, or wanton  
8 misconduct.

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15 ticing the same specialty in the same, or similar communities to that in  
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17 ment of the patient's medical condition is beyond the capability of the  
18 transferring hospital or the medical community in which the hospital is  
19 located;

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21 is more capable of treating the patient; and

22 (3) the physician has secured a prior agreement from the  
23 receiving facility to accept and render the necessary treatment to the  
24 patient.

25 (c) No registered nurse or licensed practical nurse who escorts a  
26 patient in ~~(an aircraft) not equipped as an ambulance~~ <sup>A means of conveyance not equipped as an ambulance</sup> may be liable for  
27 civil damages as a result of an act or omission in administering patient  
28 care services, if done in good faith and if the life of the injured or  
29 sick person is in danger. This subsection does not preclude liability

1 for civil damages which are the result of gross negligence or inten-  
2 tional misconduct.

3 Sec. 18.08.088. PENALTY. Any person who violates a provision of  
4 this chapter is guilty of a misdemeanor and upon conviction is punish-  
5 able by a fine of not more than \$1,000, or by imprisonment for not more  
6 than 90 days, or by both. Each violation is a separate offense.

7 \* Sec. 3. AS 18.08.090 is amended by adding new paragraphs to read:

8 (7) "advanced life support" means emergency care techniques  
9 provided under the written or oral orders of a physician which include,  
10 but are not limited to, electric cardiac defibrillation, administration  
11 of antiarrhythmic agents, intravenous therapy, intramuscular therapy, or  
12 use of endotracheal intubation devices;

13 (8) "ambulance" means any publicly or privately owned means  
14 of conveyance intended to be used and maintained or operated for the  
15 transportation of persons who are sick, injured, wounded, or otherwise  
16 helpless;

17 (9) "emergency medical care" means the services utilized in  
18 responding to the perceived individual needs for immediate medical care  
19 in order to prevent loss of life or aggravation of physiological or  
20 psychological illness or injury;

21 (10) "emergency medical technician" means a person trained in  
22 emergency medical care and certified in accordance with the regulations  
23 prescribed under sec. 80 of this chapter;

24 (11) "emergency medical service" means the provision of  
25 emergency medical care and transportation of the sick and injured.  
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# STATE OF ALASKA

DEPT. OF HEALTH AND SOCIAL SERVICES

DIVISION OF PUBLIC HEALTH  
EMERGENCY MEDICAL SERVICES SECTION

JAY S. HAMMOND, Governor

POUCH H-05C  
JUNEAU, ALASKA 99811

April 20, 1978

Document# Legislature  
General #87

Honorable Hugh Malone  
Speaker of the House  
Pouch V  
Juneau, Alaska 99811

Dear Mr. Malone:

Enclosed you will find the information that you requested by phone on April 11, 1978. Included is a fiscal note for the Emergency Medical Services BRU to replace the fiscal note from the Regulation and Licensing of Professions BRU submitted for HB 896. The fiscal note reflects the change in responsibility for the certification of personnel as provided in CSHB 896. Also included is an attachment to the fiscal note for HB 897 which further explains how the appropriation will be used.

Finally, Dr. Stanley Hadley of the Alaska Area Native Health Service reports that EMS Funds managed by that office are allocated in the following manner:

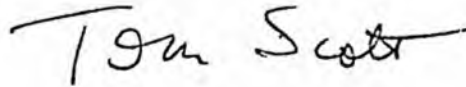
North Slope Borough, Barrow	\$ 109,700
Mauneluk Association, Kotzebue	119,300
Norton Sound Health Corporation, Nome	119,300
Tanana Chiefs Conference, Fairbanks	252,800
Yukon-Kuskokwim Health Corporation, Bethel	214,700
Bristol Bay Area Health Corporation	109,700
Southeast Region Health Corporation	124,000
Cook Inlet Native Association Anchorage	60,100
Kodiak Island Health Authority, Kodiak	60,100
Copper River Native Association, Copper Center	60,100
North Pacific Rim, Anchorage	60,100
Aleut/Pribilof Islands Association Anchorage	60,100

4/20/78

Each corporation determines its own EMS program. The funds can be used for anything related to EMS except planning. In the regions where we have awarded grants we require that they demonstrate cooperation and coordination with the native corporation and assure that there is no duplication of effort.

If you would like further information, please do not hesitate to contact me at 465-3027.

Sincerely,

A handwritten signature in cursive script that reads "Tom Scott". The signature is written in dark ink and is positioned above the typed name.

Thomas D. Scott  
Coordinator

ENC

House Bill 897 appropriates \$500,000 from the general fund to the Department of Health and Social Services for the emergency medical services program. Below is a further explanation of how the funds would be used by the Department if appropriated.

- 35.0 An RSA to the Division of Communications, DOT to extend the ambulance to hospital radio communications system from Fairbanks Memorial Hospital to cover the Alaska Highway as far as Northway.
- 30.0 A grant to the Mameluk Association to supplement a federal grant of approximately 73.0 to complete implementation of a Basic Life Support System for the NANA EMS Region. Major activities will include: training of physicians, nurses, ambulance personnel, community health aides, village search and rescue teams, and the general population; complete a regionwide emergency CB monitoring system; train first aid instructors for each village; develop regional disaster plan; and develop treatment and transfer protocols.
- 90.0 A grant to the Southeast Alaska EMS Council, Inc. to supplement a federal grant of 205.2 to complete implementation of a Basic Life Support System for Southeast. Major activities will include: training physicians, nurses, ambulance personnel, logging camp personnel, first aid instructors, and the general public; purchase of training aids for local ambulance services on a 50-50 matching basis; purchase of radios for the hospitals at Ketchikan, Wrangell, Sitka, and Petersburg; and development of treatment and transfer protocols.
- 90.0 A grant to the Southern Region EMS Council, Inc to supplement a federal grant of 90.0 to develop a five year plan for the improvement of EMS in Southcentral Alaska including four EMS regions: Bering Straits, Yukon-Kuskokwim, Bristol Bay, and Southern Region.
- 85.0 A grant to Physician Services of Fairbanks, Inc. to continue the coordination necessary in the Interior EMS Region. The Interior Region has used up their eligibility for federal 1203 funds and is not ready to progress to Advanced Life Support(1204) regionwide. Major activities will include: coordination of communications installation noted above; training coordination; coordination with various EMS programs including the new civilian helicopter evacuation program scheduled for initiation by the army this year, and the Tanana Chiefs Conference EMS program; development of treatment and transfer protocols; and, evaluation of past 3 years.
- 170.0 A grant to Southern Region EMS Council, Inc to continue and expand the statewide itinerant Emergency Medical Technician(EMT) training program. Major activities include: in at least 28 communities provide 20 basic EMT courses, 16 advanced courses, and 20 refresher courses; the development of a continuing education program for EMTs; and coordination of the National Registry of EMT examination for the State.

Introduced: 3/20/78  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

2 HOUSE BILL NO. 897

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-  
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18 \* Sec. 2. This Act takes effect July 1, 1978.  
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THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 897  
 Title Special appropriation \$500,000, Emergency Medical Services  
 Requested by House HESS Committee Date 4/10/78

II. FISCAL DETAIL

Agency Affected Health and Social Services  
 Program Category Affected Health  
 Budget Request Unit(s) Affected Emergency Medical Services

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES	/					
200 TRAVEL						
300 CONTRACTUAL			35.0			
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.			465.0	500.0	500.0	500.0
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND		500.0	500.0	500.0	500.0	500.0
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME		0				
PART TIME		0				
TEMPORARY		0				

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

This analysis is based on the total FY79 grant request for Emergency Medical Services of \$1,240.5 to carry out the following programs. Maintain the Emergency Medical Services Section to plan and coordinate the implementation of statewide Emergency Medical Services System. The State will award 1203(2) grants to the Nana and Southeast Regions to complete their implementation of a Basic Life Support (BLS) System. A grant will be awarded to South-central Region (consisting of Bristol Bay, Yukon-Kuskokwim, Bering Straits, and Southern Regions) for a cooperative effort to begin development of a Basic Life Support system for the entire area. Additionally the state will award a 1203(3) grant to the Interior Region and a one-year extension to complete their establishment of a BLS System, including a reimburseable services agreement with Division of Communications for the installation of equipment to

IV. DATE 4/12/78 PREPARED BY Thomas D. Scott  
 AGENCY Public Health, EMS  
 PHONE 465-3027  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

extend ambulance to hospital radio coverage from Fairbanks down the highway to Northway. (The Interior Region has exhausted its eligibility for 1203 federal funds for BLS implementation, but still has a year's work left to complete implementation before moving on to advanced life support planning and implementation). A grant will be awarded to the Southern Region Emergency Medical Services Council, Inc. based in Anchorage, to continue the statewide training and refresher training of Emergency Medical Technicians. Two contracts for additional statewide programs would be let. An ambulance reporting data system would be designed by the Data Services Unit, Department of Health and Social Services. A statewide air ambulance survey would be conducted to investigate emergency medical evacuations and to evaluate the impact if proposed FAA regulations are promulgated requiring all air services providing emergency evacuations to have medical personnel and equipment.

Based on funding levels for the past three years and indications from DHEW/EMS, Region X, the state anticipates that it will receive \$740. in federal funds for FY79.

The following detailed analysis shows how the general fund appropriation will be used to supplement the federal funds.

<u>Category</u>	<u>State</u>	<u>Federal</u>	<u>Total</u>
Personal Services		154.7	154.7
Indirect Cost Rate		17.6	17.6
Travel		39.9	39.9
Contractual			
Rent, phone, etc.		17.6	17.6
Statewide programs*		72.0	72.0
RSA, Divn. Commun.	35.0		35.0
Data System		17.5	17.5
Air Ambulance Survey		50.0	50.0
Fuel, maintenance, Healy & Cooper Landing Ambulances	.5		.5
Supplies		2.5	2.5
Grants			
Mauncluk Assoc. Nana Region 1203(2)	30.0	73.0	103.0
Southeast EMS 1203(2)	90.0	205.2	295.2
Southcentral 1202(1)	90.0	90.0	180.0
Interior EMS 1203(3)	85.0		85.0
Statewide EMT Training	170.0		170.0
Total	500.5	740.0	1240.5

(\*Includes Annual EMS and EDNA Symposium [12.0], Critical Care Consultants [24.0], Medical Director [24.0], Newsletter [9.0], A-V purchases and slide show [3.0])

April 18, 1978

Rep. Steve Cowper  
Pouch V, MS 3100  
Juneau, AK 99811

Dear Rep. Cowper:

The Legislative Committee of Northern Alaska Health Resources Association met this week to review several bills of interest to the Association. Our Board has asked that we express our comments to you regarding the Emergency Medical Services Legislation.

House Bill 896 appears to omit a broad spectrum of bush providers in Section 18.08.086. It is the feeling of the Committee that the legislation should consider all bush providers, particularly community health aides and itinerant public health nurses, who potentially will give emergency medical services. Further, the bill should spell out what immunity providers will have prior to obtaining EMS training and receiving certification into this Act.

House Bill 897 should spell out the distribution and the expected resulting products of the \$500,000 to be appropriated for EMS. It's the feeling of the committee that too frequently appropriations such as this are made for the support of the State office and the benefits do not reach the people.

We appreciate your attention to these bills. The need for emergency training and accident and safety education programs is of high priority in our planning and plan implementation.

Sincerely,



*for* Patricia L. Rogers, R.N.  
Chairperson, Legislative Committee

cc: Commissioner, Health & Social Services  
Office of Emergency Medical Services

"An Act making a special appropriation to the Department of Health and Social Services, Division of Public Health, for expenses of the Emergency Medical Services Section and to provide grants-in-aid for the support of emergency medical services; and providing for an effective date."

The Emergency Medical Services Section has been charged with coordinating the development of emergency medical services in the State of Alaska. To this point in time the program has been funded with grants from the U.S. Department of Health, Education and Welfare under Title XII of the Public Health Service Act, "Emergency Medical Services Systems". The only state general fund appropriation has been \$500 for gas and oil for the ambulances at Healy and Cooper Landing. (Title XII funds cannot be used for this purpose.)

The Act provides funds for Emergency Medical Service Systems on a regional basis. The program seeks to upgrade and organize all of those components necessary to care for the emergency facilities, critical care units, public safety agencies, transfer agreements, coordinated recordkeeping, consumer information and education, disaster linkage, mutual aid agreements, and evaluation of care.

For the purposes of this program the State has been divided into eight regions with each region eligible for up to six years of federal support divided into the following phases:

- (1) Feasibility studies and planning, 1 year (1202)(1)
- (2) Establishment and initial operation, 2 years (1203)
- (3) Planning for expansion, 1 year (1202) (2)
- (4) Expansion and Improvement, 2 years (1204)

The attached map shows the current status. The federal funds are seed funds and cannot be used to support the delivery of services.

The grant applications for FY 79 have recently been submitted to Region X for consideration. The applications request a total of \$1,236,672 and would provide funds for the following.

- (1) 1203 (2) grant to Southeast EMS Council Inc. in the amount of \$295,215.
- (2) 1203 (2) grant to Mauneluk Association in the amount of \$102,702.
- (3) 1202 (1) grant to Southern Region EMS to plan for the four Southcentral Regions: Bering Straits, Yukon-Kuskokwim, Bristol Bay and Southern. The amount requested is \$180,000.

- (4) 1202 (2) grant to Physician Services in Fairbanks to plan for the expansion and improvement of the Interior Regional EMS System in the amount of \$117,260.
- (5) Statewide EMT training grant to Southern Region EMS Council, Inc. in the amount of \$170,000.
- (6) Staff the EMS Section, Division of Public Health and the State EMS Advisory Council in the amount of \$231,955.
- (7) Miscellaneous contracts in the amount of \$139,500.

The outlook for receiving all of the funds requested is very poor. The indications are that there will be no funds available for 1202 (2) grants anywhere in the country this year. This means that the Interior Region program will go into limbo. Region X has indicated that there will be approximately \$700,000 to fund the rest of the program with priority going to 1203 grants for Southeast and Nana and support of the State staff and programs. However, the statewide EMT Training program would be a low funding priority as the funds are for system development and federal support for the training program has been available from USDOT and DHEW for six years. Therefore, Region X feels the program should be self-supporting or, if not, it should be supported from other funds.

Should this appropriation pass, the Department would recommend that it be used to fund those portions of the FY 79 grant request not funded by DHEW.

The Department of Health and Social Services supports the concept House Bill No. 897 but cannot recommend increases above the Governor's budget.

Recommended by: *Robert I. Fraser* 20 Mar 78  
 Robert I. Fraser, M.D. Date  
 Director, Div. Public Health

Approved by: *Helen D. Beirne* 4/4/78  
 Helen D. Beirne, Commissioner Date  
 Department of Health and Social Services

NO  
ACTIVITY



1203(1)



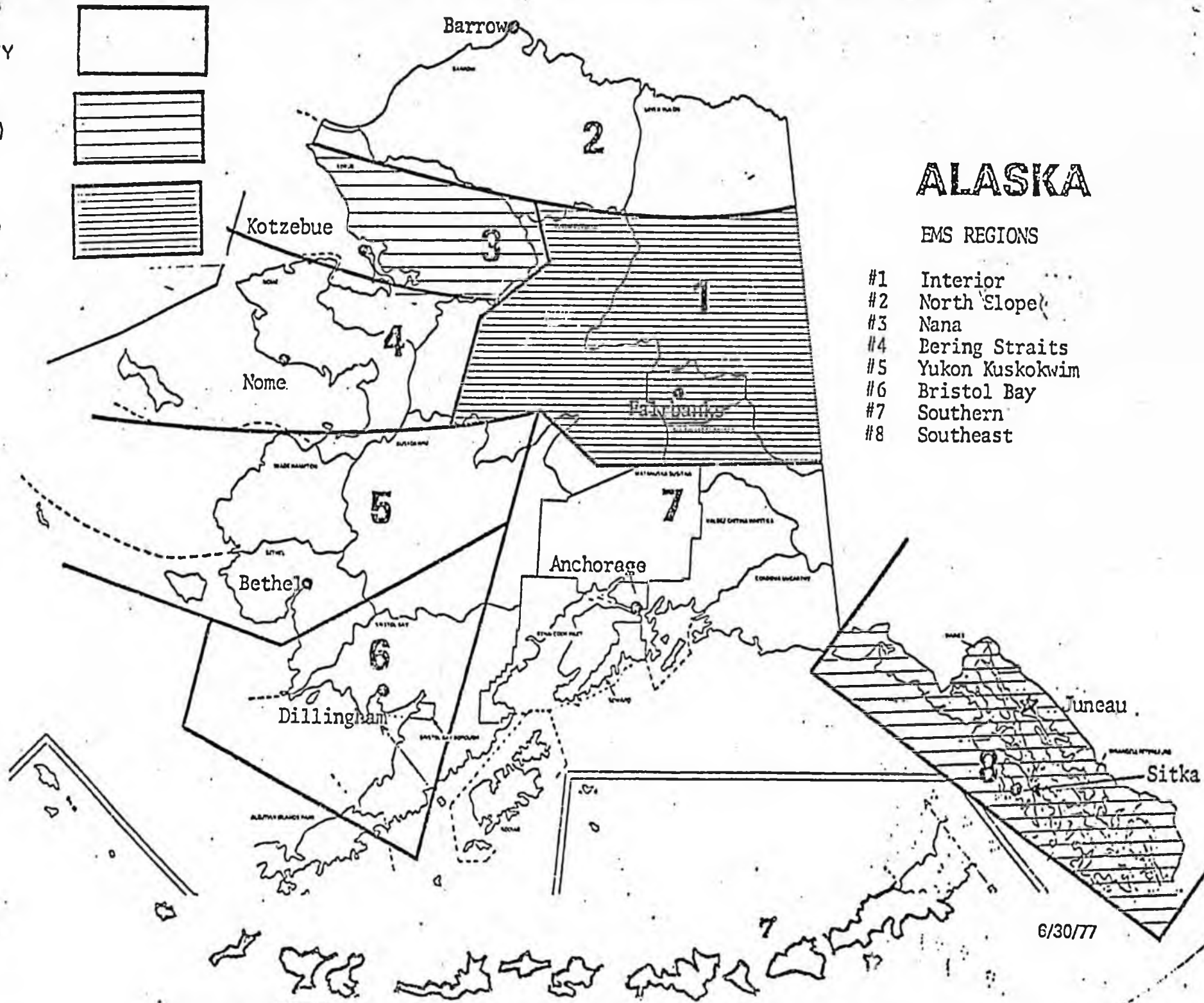
1203(2)



# ALASKA

## EMS REGIONS

- #1 Interior
- #2 North Slope
- #3 Nana
- #4 Bering Straits
- #5 Yukon Kuskokwim
- #6 Bristol Bay
- #7 Southern
- #8 Southeast





# 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

**COMMITTEE REPORT**  
**SENATE**

5/23/78

FURTHER: NONE

Date: June 3, 1978

Mr. President:

The Committee on FINANCE has had HB 897

special appropriation to the Dept. of Health & Social Services, division of public health

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:  
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OTHER RECOMMENDATIONS:  
*Wm. B. ...*  
\_\_\_\_\_  
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\_\_\_\_\_

\_\_\_\_\_  
Chairman

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 897  
Title Special appropriation \$500,000, Emergency Medical Services  
Requested by House HESS Committee Date 4/10/78

II. FISCAL DETAIL

Agency Affected Health and Social Services  
Program Category Affected Health  
Budget Request Unit(s) Affected Emergency Medical Services

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES	/					
200 TRAVEL						
300 CONTRACTUAL			35.0			
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.			465.0	500.0	500.0	500.0
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND		500.0	500.0	500.0	500.0	500.0
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME		0				
PART		0				
TEMPO		0				

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

This analysis is based on the total FY79 grant request for Emergency Medical Services of \$1,240.5 to carry out the following programs. Maintain the Emergency Medical Services Section to plan and coordinate the implementation of statewide Emergency Medical Services System. The State will award 1203(2) grants to the Nana and Southeast Regions to complete their implementation of a Basic Life Support (BLS) System. A grant will be awarded to South-central Region (consisting of Bristol Bay, Yukon-Kuskokwim, Bering Straits, and Southern Regions) for a cooperative effort to begin development of a Basic Life Support system for the entire area. Additionally the state will award a 1203(3) grant to the Interior Region and a one-year extension to complete their establishment of a BLS System, including a reimburseable services agreement with Division of Communications for the installation of equipment to

IV. DATE 4/12/78 PREPARED BY Thomas D. Scott  
AGENCY Public Health, EMS  
PHONE 465-3027

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

extend ambulance to hospital radio coverage from Fairbanks down the highway to Northway. (The Interior Region has exhausted its eligibility for 1203 federal funds for BLS implementation, but still has a year's work left to complete implementation before moving on to advanced life support planning and implementation). A grant will be awarded to the Southern Region Emergency Medical Services Council, Inc. based in Anchorage, to continue the statewide training and refresher training of Emergency Medical Technicians. Two contracts for additional statewide programs would be let. An ambulance reporting data system would be designed by the Data Services Unit, Department of Health and Social Services. A statewide air ambulance survey would be conducted to investigate emergency medical evacuations and to evaluate the impact if proposed FAA regulations are promulgated requiring all air services providing emergency evacuations to have medical personnel and equipment.

Based on funding levels for the past three years and indications from DHEW/EMS, Region X, the state anticipates that it will receive \$740. in federal funds for FY79.

The following detailed analysis shows how the general fund appropriation will be used to supplement the federal funds.

<u>Category</u>	<u>State</u>	<u>Federal</u>	<u>Total</u>
Person 1 Services		154.7	154.7
Indirect Cost Rate		17.6	17.6
Travel		39.9	39.9
Contractual			
Rent, phone, etc.		17.6	17.6
Statewide programs*		72.0	72.0
RSA, Divn. Commun.	35.0		35.0
Data System		17.5	17.5
Air Ambulance Survey		50.0	50.0
Fuel, maintenance, Healy & Cooper Landing Ambulances	.5		.5
Supplies		2.5	2.5
Grants			
Mauneluk Assoc. Nana Region 1203(2)	30.0	73.0	103.0
Southeast EMS 1203(2)	90.0	205.2	295.2
Southcentral 1202(1)	90.0	90.0	180.0
Interior EMS 1203(3)	85.0		85.0
Statewide EMT Training	170.0		170.0
Total	500.5	740.0	1240.5

(\*Includes Annual EMS and EDNA Symposium [12.0], Critical Care Consultants [24.0], Medical Director [24.0], Newsletter [9.0], A-V purchases and slide show [3.0])

Introduced: 3/20/78  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

2 HOUSE BILL NO. 897

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECCND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-  
7 ment of Health and Social Services, division of public  
8 health, for expenses of the emergency medical services  
9 section and to provide grants-in-aid for the support of  
10 emergency medical services; and providing for an effec-  
11 tive date."

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

13 \* Section 1. The sum of \$500,000 is appropriated from the general fund to  
14 the Department of Health and Social Services, division of public health, to  
15 meet expenses of operations and training of the emergency medical services  
16 section and to provide grants-in-aid for the support of emergency medical  
17 services.

18 \* Sec. 2. This Act takes effect July 1, 1978.  
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## HB 897 OVERVIEW

The State EMS program currently receives all of its grant funds from Region X, DHEW under the authority of PL 93-154 the EMS Systems Act of 1973. This Act provides funds for the development of Emergency Medical Services Systems on a regional basis. This money is seed money, only available for a limited amount of time. The \$500,000, if appropriated, would be used to replace some of these monies that are now unavailable. The purpose is to upgrade and organize the delivery of these services into a preplanned system that insures that the victim of an accident or serious illness receives the care most appropriate to his problem in the quickest possible manner. The elements of the system include the following:

1. Insure that an ambulance can be easily summoned in need. The primary focus here is to develop a 911 emergency phone number in every community in the State for the dispatch of all public safety elements.
2. Insure that once a call is received an ambulance can be quickly dispatched, and that provisions have been made for backup service if the primary unit is on a call. This is usually accomplished by means of a regional dispatch center and signed mutual aid agreements among operators.
3. Under medical direction insure that the victim's condition is stabilized at the scene and maintained during transport. This is accomplished by training all ambulance personnel to the Emergency Medical Technician (EMT) level and insuring that their vehicle is adequately equipped with medical supplies, rescue equipment, and 2-way voice communications with a hospital. In the rural communities the EMT is being given advanced training in how to start intravenous (IV) fluids for the control of shock due to blood loss. In these cases direct radio contact with a physician for medical control is the ideal. In larger communities the EMT-Paramedic is the preferred training level because they can treat heart attack victims with electric shock and controlled drugs.
4. Insure that the local medical facilities are adequately equipped and staffed with personnel trained to further stabilize the patient and when necessary, transfer to the most appropriate critical care facility be it to a hospital, another institution in the state, or outside the state. This is achieved by categorizing facilities according to their ability to handle different types and severities of injuries, i.e. Homer Hospital can care for the moderately burned patient, and the burn center at Harborview Hospital in Seattle is the nearest facility to take care of major burns. The facilities are identified and a list of protocols are in place so that, hypothetically, a patient with a major burn in Homer would be treated according to burn care procedures developed by specialists and then transferred directly to Seattle (because the Anchorage hospital can only care for moderate burns) This hypothetical protocol would be accepted previously by each of the physicians involved as the best procedure to follow.
5. Insure proper rehabilitation facilities are available to return the severely injured patient to his full functioning capacity as soon as possible.

House Bill 897 appropriates \$500,000 from the general fund to the Department of Health and Social Services for the emergency medical services program. Below is a further explanation of how the funds would be used by the Department if appropriated.

- 35.0 An RSA to the Division of Communications, DOT to extend the ambulance to hospital radio communications system from Fairbanks Memorial Hospital to cover the Alaska Highway as far as Northway.
- 30.0 A grant to the Maneluk Association to supplement a federal grant of approximately 73.0 to complete implementation of a Basic Life Support System for the NANA EMS Region. Major activities will include: training of physicians, nurses, ambulance personnel, community health aides, village search and rescue teams, and the general population; complete a regionwide emergency CB monitoring system; train first aid instructors for each village; develop regional disaster plan; and develop treatment and transfer protocols.
- 90.0 A grant to the Southeast Alaska EMS Council, Inc. to supplement a federal grant of 205.2 to complete implementation of a Basic Life Support System for Southeast. Major activities will include: training physicians, nurses, ambulance personnel, logging camp personnel, first aid instructors, and the general public; purchase of training aids for local ambulance services on a 50-50 matching basis; purchase of radios for the hospitals at Ketchikan, Wrangell, Sitka, and Petersburg; and development of treatment and transfer protocols.
- 90.0 A grant to the Southern Region EMS Council, Inc to supplement a federal grant of 90.0 to develop a five year plan for the improvement of EMS in Southcentral Alaska including four EMS regions: Bering Straits, Yukon-Kuskokwim, Bristol Bay, and Southern Region.
- 85.0 A grant to Physician Services of Fairbanks, Inc. to continue the coordination necessary in the Interior EMS Region. The Interior Region has used up their eligibility for federal 1203 funds and is not ready to progress to Advanced Life Support(1204) regionwide. Major activities will include: coordination of communications installation noted above; training coordination; coordination with various EMS programs including the new civilian helicopter evacuation program scheduled for initiation by the army this year, and the Tanana Chiefs Conference EMS program; development of treatment and transfer protocols; and, evaluation of past 3 years.
- 170.0 A grant to Southern Region EMS Council, Inc to continue and expand the statewide itinerant Emergency Medical Technician(EMT) training program. Major activities include: in at least 28 communities provide 20 basic EMT courses, 16 advanced courses, and 20 refresher courses; the development of a continuing education program for EMTs; and coordination of the National Registry of EMT examination for the State.

"An Act making a special appropriation to the Department of Health and Social Services, Division of Public Health, for expenses of the Emergency Medical Services Section and to provide grants-in-aid for the support of emergency medical services; and providing for an effective date."

The Emergency Medical Services Section has been charged with coordinating the development of emergency medical services in the State of Alaska. To this point in time the program has been funded with grants from the U.S. Department of Health, Education and Welfare under Title XII of the Public Health Service Act, "Emergency Medical Services Systems". The only state general fund appropriation has been \$500 for gas and oil for the ambulances at Healy and Cooper Landing. (Title XII funds cannot be used for this purpose.)

The Act provides funds for Emergency Medical Service Systems on a regional basis. The program seeks to upgrade and organize all of those components necessary to care for the emergency facilities, critical care units, public safety agencies, transfer agreements, coordinated recordkeeping, consumer information and education, disaster linkage, mutual aid agreements, and evaluation of care.

For the purposes of this program the State has been divided into eight regions with each region eligible for up to six years of federal support divided into the following phases:

- (1) Feasibility studies and planning, 1 year (1202) (1)
- (2) Establishment and initial operation, 2 years (1203)
- (3) Planning for expansion, 1 year (1202) (2)
- (4) Expansion and Improvement, 2 years (1204)

The attached map shows the current status. The federal funds are seed funds and cannot be used to support the delivery of services.

The grant applications for FY 79 have recently been submitted to Region X for consideration. The applications request a total of \$1,236,672 and would provide funds for the following.

- (1) 1203 (2) grant to Southeast EMS Council Inc. in the amount of \$295,215.
- (2) 1203 (2) grant to Mauneluk Association in the amount of \$102,702.
- (3) 1202 (1) grant to Southern Region EMS to plan for the four Southcentral Regions: Bering Straits, Yukon-Kuskokwim, Bristol Bay and Southern. The amount requested is \$180,000.

- (4) 1202 (2) grant to Physician Services in Fairbanks to plan for the expansion and improvement of the Interior Regional EMS System in the amount of \$117,260.
- (5) Statewide EMT training grant to Southern Region EMS Council, Inc. in the amount of \$170,000.
- (6) Staff the EMS Section, Division of Public Health and the State EMS Advisory Council in the amount of \$231,955.
- (7) Miscellaneous contracts in the amount of \$139,500.

The outlook for receiving all of the funds requested is very poor. The indications are that there will be no funds available for 1202 (2) grants anywhere in the country this year. This means that the Interior Region program will go into limbo. Region X has indicated that there will be approximately \$700,000 to fund the rest of the program with priority going to 1203 grants for Southeast and Nana and support of the State staff and programs. However, the statewide EMT Training program would be a low funding priority as the funds are for system development and federal support for the training program has been available from USDOT and DHEW for six years. Therefore, Region X feels the program should be self-supporting or, if not, it should be supported from other funds.

Should this appropriation pass, the Department would recommend that it be used to fund those portions of the FY 79 grant request not funded by DHEW.

The Department of Health and Social Services supports the concept House Bill No. 897 but cannot recommend increases above the Governor's budget.

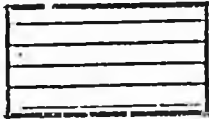
Recommended by: *Robert I. Fraser* 30 Mar 78  
 Robert I. Fraser, M.D. Date  
 Director, Div. Public Health

Approved by: *Helen D. Beirne* 4/4/78  
 Helen D. Beirne, Commissioner Date  
 Department of Health and Social Services

NO  
ACTIVITY



1203(1)



1203(2)

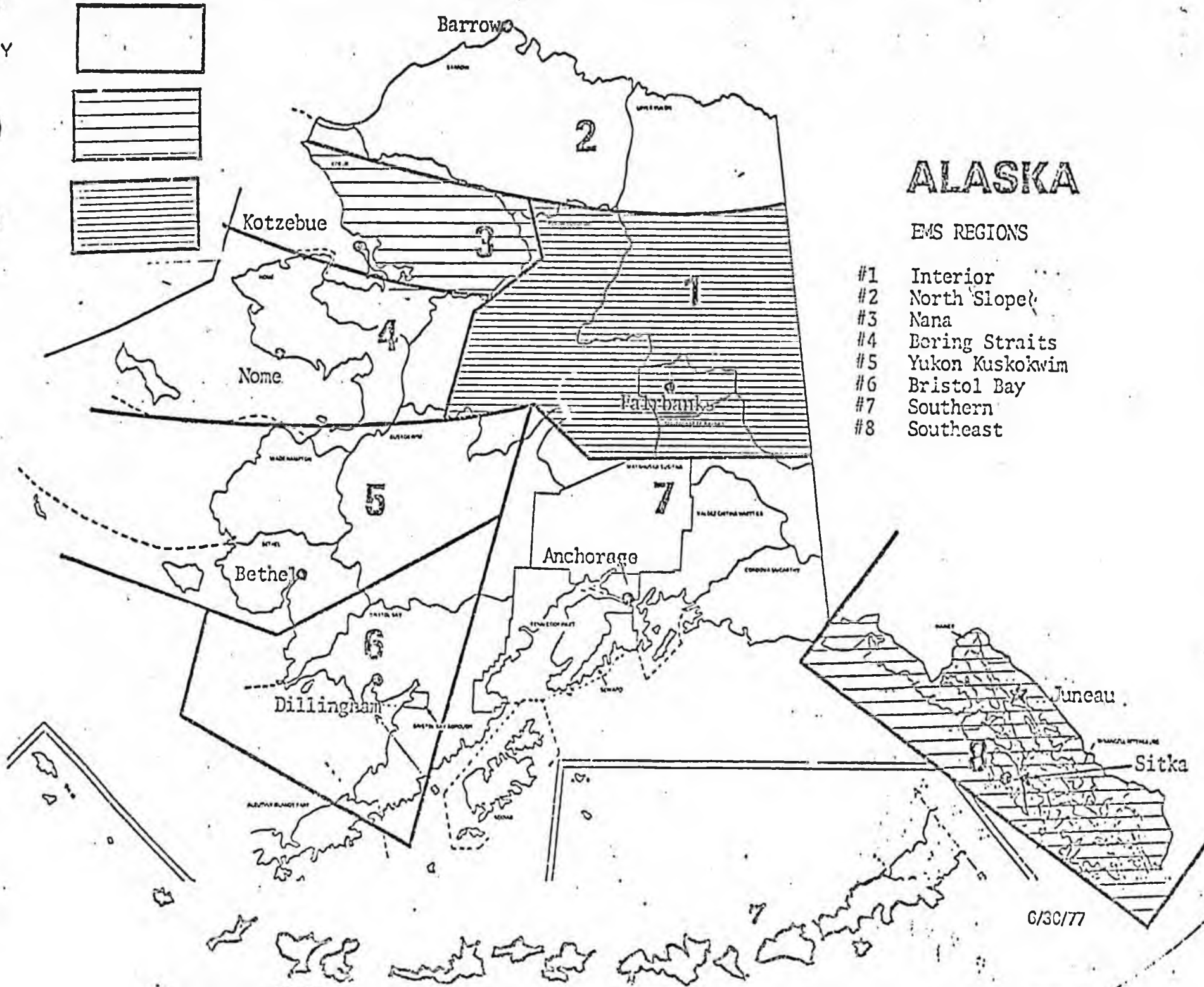


# ALASKA

## EMS REGIONS

- #1 Interior
- #2 North Slope
- #3 Nana
- #4 Bering Straits
- #5 Yukon Kuskokwim
- #6 Bristol Bay
- #7 Southern
- #8 Southeast

iii



Introduced: 3/20/78  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

2 HOUSE BILL NO. 897

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 Health and Social Services, division of public  
8 health, for expenses of the emergency medical services  
9 section and to provide grants-in-aid for the support of  
10 emergency medical services; and providing for an effec-  
11 tive date."

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

13 \* Section 1. The sum of \$500,000 is appropriated from the general fund to  
14 the Department of Health and Social Services, division of public health, to  
15 meet expenses of operations and training of the emergency medical services  
16 section and to provide grants-in-aid for the support of emergency medical  
17 services.

18 \* Sec. 2. This Act takes effect July 1, 1978.  
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# RECORDS CERTIFICATION



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

James O. Irish  
Signature of Camera Operator

2/23/90  
Date

**COMMITTEE REPORT**  
**SENATE**

5/23/78

FURTHER: NONE

Date: June 9, 1978

Mr. President:

The Committee on FINANCE has had CSHB 898 an special appropriation to the Dept. of Commerce & Economic Development for allocation to the Alaska Fisheries Development Corp.

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:

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\_\_\_\_\_  
Chairman

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 898-special appropriation to Alaska Fisheries  
Title Development Corporation  
Requested by \_\_\_\_\_ Date 3/21/78

II. FISCAL DETAIL

Agency Affected Commerce & Economic Development  
Program Category Affected Development  
Budget Request Unit(s) Affected Alaska Fisheries Development Corporation

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.			100.0			
TOTAL			100.0			

FUNDING (Thousands of Dollars)

GENERAL FUND			100.0			
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

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

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

Preliminary budget summary (June 1, 1978-May 30, 1979) of the Alaska Fisheries Development Corporation is on attached sheet.

IV. DATE April 11, 1978

PREPARED BY Richard E. Reynolds  
AGENCY Division of Economic Enterprise  
PHONE 465-2023

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

Alaska Fisheries Development Corporation

Preliminary Budget Summary  
(June 1, 1978-May 30, 1979)

Personal Services

Salaries and Benefits

Executive Director

\$50,000

Administrative Assistant

20,000

\$ 70,000

Travel

Travel and Expenses

Executive Director

\$18,000

Board of Directors

19,470

\$ 37,470

Contractual

Printing

\$ 8,000

Communications (phone & postage)

11,100

Professional Fees (legal, accounting & project consulting)

49,000

Office Equipment Lease

6,000

Office Rent

18,000

\$ 92,100

Commodities

Office supplies & Reference Materials

\$ 4,500

\$ 4,500

Equipment

Office Furnishings

\$ 5,000

\$ 5,000

Other

Contingency @ .10

\$20,900

\$ 20,900

\$229,970

Source of Funds

State Contribution

\$100,000

Remaining amounts are expected to be contributed from private sources. There is a chance that a small part of any shortfall can be obtained from federal (National Marine Fisheries Service) sources. If total contribution do not equal the amount budgeted (above), it will be necessary for the corporation to operate on a reduced scale.

Original sponsor: Resources Committee

Offered: 3/28/78  
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 898 am

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 for alloca-  
8 tion to the Alaska Fisheries Development Corporation;  
9 and providing for an effective date."

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

11 \* Section 1. The sum of \$100,000 is appropriated from the general fund to  
12 the Department of Commerce and Economic Development to be allocated to the  
13 Alaska Fisheries Development Corporation for the purpose of establishing an  
14 office in Alaska and hiring an executive director. The Alaska Fisheries  
15 Development Corporation shall, as a condition to the receipt of the money  
16 appropriated in this section, promise to provide to the Department of Commerce  
17 and Economic Development on June 30 of each year an accounting of all expendi-  
18 tures of state and federal funds received by the corporation.

19 \* Sec. 2. The unexpended and unobligated portion of this appropriation  
20 lapses into the general fund June 30, 1979.

21 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
22 070(c).

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#

Original sponsor: Resources Committee

Offered: 3/28/78  
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2

CS FOR HOUSE BILL NO. 898

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 of Commerce and Economic Development for allocation to the Alaska Fisheries Development Corporation; and providing for an effective date."

7

8

9

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

11

\* Section 1. The sum of \$100,000 is appropriated from the general fund to the Department of Commerce and Economic Development to be allocated to the Alaska Fisheries Development Corporation for the purpose of establishing an office in Alaska and hiring an executive director. The Alaska Fisheries Development Corporation all, as a condition to the receipt of the money appropriated in this section, promise to provide to the Department of Commerce and Economic Development on June 30 of each year an accounting of all expenditures of state funds received by the corporation.

19

\* Sec. 2. The unexpended and unobligated portion of this appropriation lapses into the general fund June 30, 1979.

21

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

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#

Introduced: 3/20/78  
Referred: Resources and  
Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 HOUSE BILL NO. 898

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 Commerce and Economic Development for allocation to  
8 the Alaska Fisheries Development Corporation; 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 \$100,000 is appropriated from the general fund to  
12 the Department of Commerce and Economic Development to be allocated to the  
13 Alaska Fisheries Development Corporation for the purpose of establishing an  
14 office and hiring an executive director.

15 \* Sec. 2. The unexpended and unobligated portion of this appropriation  
16 lapses into the general fund June 30, 1979.

17 \* Sec. 3. This Act takes effect July 1, 1978.



# 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. Irish  
Signature of Camera Operator

2/23/90  
Date

# COMMITTEE REPORT

3/28/78

## HOUSE

FURTHER: \_\_\_\_\_

Date: \_\_\_\_\_

Mr. Speaker:

The Committee on FINANCE has had HB 698

"An Act making a special appropriation to the Department of Commerce and Economic Development for allocation to the Alaska Fisheries Development Corporation, effective 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:

Freeman  
\_\_\_\_\_  
DeWitt  
\_\_\_\_\_  
Michalski  
\_\_\_\_\_  
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Hungate - no rec  
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Freeman  
Chairman

Original sponsor: Resources Committee

Offered: 3/28/78  
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 898

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 for alloca-  
8 tion to the Alaska Fisheries Development Corporation;  
9 and providing for an effective date."

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

11 \* Section 1. The sum of \$100,000 is appropriated from the general fund to  
12 the Department of Commerce and Economic Development to be allocated to the  
13 Alaska Fisheries Development Corporation for the purpose of establishing an  
14 office in Alaska and hiring an executive director. The Alaska Fisheries  
15 Development Corporation shall, as a condition to the receipt of the money  
16 appropriated in this section, promise to provide to the Department of Commerce  
17 and Economic Development on June 30 of each year an accounting of all expendi-  
18 tures of state funds received by the corporation.

19 \* Sec. 2. The unexpended and unobligated portion of this appropriation  
20 lapses into the general fund June 30, 1979.

21 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
22 070(c).

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Introduced: 3/20/78  
Referred: Resources and  
Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 HOUSE BILL NO. 898

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

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14 office and hiring an executive director.

15 \* Sec. 2. The unexpended and unobligated portion of this appropriation  
16 lapses into the general fund June 30, 1979.

17 \* Sec. 3. This Act takes effect July 1, 1978.

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#

Introduced: 3/20/78  
Referred: Resources and  
Finance

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4 TENTH LEGISLATURE - SECOND SESSION

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THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 898-special appropriation to Alaska Fisheries

Title Development Corporation

Requested by \_\_\_\_\_ Date 3/21/78

II. FISCAL DETAIL

Agency Affected Commerce & Economic Development

Program Category Affected Development

Budget Request Unit(s) Affected Alaska Fisheries Development Corporation

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.			100.0			
TOTAL			100.0			

FUNDING (Thousands of Dollars)

GENERAL FUND			100.0			
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

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

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

Preliminary budget summary (June 1, 1978-May 30, 1979) of the Alaska Fisheries Development Corporation is on attached sheet.

IV. DATE April 11, 1978

PREPARED BY Richard E. Reynolds  
AGENCY Division of Economic Enterprise  
PHONE 465-2023

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

Alaska Fisheries Development Corporation

Preliminary Budget Summary  
(June 1, 1978-May 30, 1979)

Personal Services

Salaries and Benefits

Executive Director  
Administrative Assistant

\$50,000  
20,000

\$ 70,000

Travel

Travel and Expenses  
Executive Director  
Board of Directors

\$18,000  
19,470

\$ 37,470

Contractual

Printing  
Communications (phone & postage)  
Professional Fees (legal, accounting &  
project consulting)  
Office Equipment Lease  
Office Rent

\$ 8,000  
11,100  
49,000  
6,000  
18,000

\$ 92,100

Commodities

Office supplies & Reference Materials

\$ 4,500

\$ 4,500

Equipment

Office Furnishings

\$ 5,000

\$ 5,000

Other

Contingency @ .10

\$20,900

\$ 20,900

\$229,970

Source of Funds

State Contribution

\$100,000

Remaining amounts are expected to be contributed from private sources. There is a chance that a small part of any shortfall can be obtained from federal (National Marine Fisheries Service) sources. If total contribution do not equal the amount budgeted (above), it will be necessary for the corporation to operate on a reduced scale.



# 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: 3/21/78  
Referred: Community & Regional  
Affairs and Finance

1 IN THE HOUSE

BY " . FINANCE COMMITTEE

2 HOUSE BILL NO. 899

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 senior citizens' property tax  
7 exemption; and providing for an effective date."

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

9 \* Section 1. AS 29.53.020(e) is amended to read:

10 (e) The entire parcel of real property owned and occupied as a  
11 permanent place of abode by a resident 65 years of age or over is exempt  
12 from taxation of the assessed value of the real property. Only one  
13 exemption may be granted with respect to the same property and, if two  
14 or more persons are eligible for an exemption with respect to the same  
15 property, the parties shall decide between or among themselves which  
16 shall receive the benefit of the exemption. No real property may be  
17 exempted under this subsection which the assessor determines, after  
18 notice and hearing to the parties concerned, has been conveyed to the  
19 applicant primarily for the purpose of obtaining the exemption. The  
20 determination of the assessor is appealable under AS 44.62.560 - 44.62.-  
21 570.

22 \* Sec. 2. The provisions of sec. 1 of this Act are retroactive to  
23 January 1, 1978.

24 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
25 070(c).

Original sponsor: Finance Committee

Offered: 5/17/78  
Referred: Finance

1 IN THE HOUSE

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 899

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

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13 this subsection is limited to the assessed value of a parcel or tract of  
14 property not exceeding five acres. Only one exemption may be granted  
15 with respect to the same property and, if two or more persons are eli-  
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20 parties concerned, has been conveyed to the applicant primarily for the  
21 purpose of obtaining the exemption. The determination of the assessor  
22 is appealable under AS 44.62.560 - 44.62.570.

23 \* Sec. 2. AS 29.53.020(i) is repealed and re-enacted to read:

24 (i) In (e) - (l) of this section

25 (1) "real property" includes but is not limited to mobile  
26 homes, whether classified as real or personal property for municipal tax  
27 purposes;

28 (2) "resident" means a person who has claimed Alaska as his  
29 place of residence for at least five years preceding application for

1 the exemption provided in (e) and (f) of this section.

2 \* Sec. 3. AS 29.53.020 is amended by adding a new subsection to read:

3 (j) An exemption shall be granted under (e) and (f) of this sec-  
4 tion for the dwelling of the applicant in accordance with the following:

5 (1) if the dwelling or residence is a single-family structure  
6 and the applicant gains no income from the use or rental of the struc-  
7 ture or of another structure on the parcel or tract, the dwelling or  
8 residence of the applicant, together with the parcel or tract on which  
9 the residence is located;

10 (2) if the dwelling is a single-family structure and the  
11 applicant gains income from the use or rental of the structure or of  
12 another structure on the parcel or tract, the dwelling or residence of  
13 the applicant, together with a proportional part of the parcel or tract  
14 on which the residence is located; or

15 (3) if the dwelling or residential unit is part of a multi-  
16 family residence or structure, the dwelling or residential unit of the  
17 applicant, together with a proportional part of the parcel or tract on  
18 which the residence is located.

19 \* Sec. 4. This Act takes effect January 1, 1979.  
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THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 899

Title ..... relating to Senior Citizens' property tax exemption

Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Community & Regional Affairs

Program Category Affected Social Services

Budget Request Unit(s) Affected State Assessor

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.	554.6	596.2				
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND	554.6	596.2				
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

Allows blanket exemption for the land upon which is situated the dwelling or residence of a qualified senior citizen, regardless of size of parcel.

The submitted fiscal note is based on a telephone canvass of the municipalities to obtain estimates. See attached letter directed to Honorable Al Ose, Representative.

IV. DATE 4/26/78

PREPARED BY Oren Pomeroy, Jr.

AGENCY Community & Regional Affairs

PHONE 465-4730

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

*Oren Pomeroy, Jr.*

HB 899

April 4, 1978

The Honorable Al Ose  
House of Representatives  
Alaska State Legislature  
Pouch V, State Capitol  
Juneau, Alaska 99811

Dear Representative Ose:

IN RE: Senior Citizens Property Tax Exemption, AS 29.53.020

<u>FY 78</u>	<u>Assessed Value</u>	<u>Exemption</u>
Current Operation:	103,992,129	\$1,512,800
Legislative Proposal:	138,309,532	2,057,379
Difference:	34,317,403	\$ 554,600
 <u>FY 79</u>		
Current Operation:	117,344,450	\$1,919,025
Legislative Proposal:	154,894,674	2,515,220
Difference:	37,550,224	\$ 596,195

The preliminary data outlined above is in response to the request for the probable impact of redefining "permanent place of abode" to exempt the senior citizen homeowner "total tract".

This information has been obtained largely by telephone from only those municipalities most likely to be heavily impacted by such a redefinition. No attempt was made to project the impact, should a more liberal program influence additional applications. It should be noted that this could be an important factor.

The estimates should not in any way be considered as other than assumptions for projection basis. A computer analysis of the FY 78 program is

The Honorable Al Oso  
April 4, 1978  
Page two

being prepared by the Division of Data Processing. It is predicted that a detailed report will be available from Department of Administration Data Processing Division within a few days.

Sincerely,

LEE MCANERNEY  
COMMISSIONER



By: Palmer McCarter  
Director, LGAD

# COMMITTEE REPORT

## HOUSE

5/17/78

FURTHER: \_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

Mr. Speaker:

The Committee on FINANCE has had HB 899

"An Act relating to the senior citizens' property tax exemption; e.d." under consideration and (a majority of the committee) (the committee reports it back as follows)

- recommends 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:

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# COMMITTEE REPORT

## HOUSE

FURTHER: FINANCE

3/21/78

Date: 5/12/78

Mr. Speaker:

The Committee on C&RA has had HB 899

"An Act relating to the senior citizens' property tax exemption; 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)

(X) recommends it be replaced with CS for HB 899

and that it be reported back w/ind. recs. ( ) new title (X) same title

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

(X) reports it back without recommendation

( ) and recommends it be referred to the \_\_\_\_\_ Committee

### MEMBERS SIGNING DO PASS:

Bob Bell Do Pass  
Will Anderson Do Pass  
Tom Kelly Do Pass

### OTHER RECOMMENDATIONS:

Al Smith No Rec.  
Pete Lomax NO REC.  
Bob Rudd - no Rec.

Bob Rudd  
Chairman

5194  
Cherowith

Original sponsor: Finance Committee

Offered: 5/17/78  
Referred: Finance

1 IN THE HOUSE

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 899

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

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17 applicant, together with a proportional part of the parcel or tract on  
18 which the residence is located.

19 \* Sec. 4. This Act takes effect January 1, 1979.  
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Introduced: 3/21/78  
Referred: Community & Regional  
Affairs and Finance

5194  
Chenoweth

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

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27  
28  
29 COMMITTEE COPY

FISCAL NOTE

I. REQUEST  
 Bill/Resolution No. HB 899  
 Title ..... relating to Senior Citizens' property tax exemption  
 Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL  
 Agency Affected Community & Regional Affairs  
 Program Category Affected Social Services  
 Budget Request Unit(s) Affected State Assessor

EXPENDITURES (Thousands of Dollars)

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IV. DATE 4/26/78 PREPARED BY Oren Pomeroy, Jr.  
 AGENCY Community & Regional Affairs  
 PHONE 465-4730  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

*Oren Pomeroy, Jr.*

April 4, 1978

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House of Representatives  
Alaska State Legislature  
Pouch V, State Capitol  
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The Honorable Al Oso

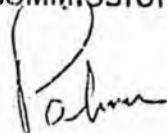
April 4, 1978

Page two

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Sincerely,

LEE MCANERNEY  
COMMISSIONER



By: Palmer McCarter  
Director, LGAD

ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

HOUSE BILL NO. 899  
By THE FINANCE COMMITTEE

"An Act relating to the Senior citizen's property tax exemption; and providing for an effective date."

senior citizen prop. tax exempt.  
Introduced in the House 3-21-1978

HISTORY IN THE HOUSE

1978	Read first time and referred to Committee on C&RA and Finance																						
Mar. 21	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
PASS	Effective Date																						
Yeas	Yeas																						
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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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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

# COMMITTEE REPORT

## HOUSE

3/21/78

FURTHER: \_\_\_\_\_

Date: 3/21/78

Mr. Speaker:

The Committee on FINANCE has had HB 901

"An Act making a supplemental appropriation to the Department of Health & Social Services, community developmental disabilities, family support; 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:

\_\_\_\_\_  
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\_\_\_\_\_  
Chairman

Introduced: 3/21/78  
Referred: Finance

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 HOUSE BILL NO. 901

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 supplemental appropriation to the  
7 Department of Health and Social Services, community  
8 developmental disabilities, family support; 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 \$84,246 is appropriated from the general fund  
12 to the Department of Health and Social Services, community developmental  
13 disabilities, family support, to be paid as a grant to the Association for  
14 Retarded Citizens of Anchorage.

15 \* Sec. 3<sup>3</sup>. This Act takes effect immediately in accordance with AS 01.10.-  
16 070(c).

17  
18 Add a new Section 2 to read: "The sum of \$35,000 is appro-  
19 priated from the general fund to the Department of Health and  
20 Social Services, community developmental disabilities, family  
21 support, to be paid as a grant to the Fairbanks Rehabilitation  
22 Association.  
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Introduced: 3/21/78  
Referred: Finance

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 HOUSE BILL NO. 901

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

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16 070(c).

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#B901 ARCA

# ARCA

ASSOCIATION FOR RETARDED CITIZENS OF ANCHORAGE, INC.

2330 NICHOLS STREET • ANCHORAGE, ALASKA 99504 • TELEPHONE (907) 276-4353

March 13, 1978

Honorable Representative Steve Cowper  
Chairman, House Finance Committee  
Pouch V  
Juneau, Alaska 99811

Dear Representative Cowper:

Enclosed is the material required to support ARCA's request for a Supplemental Legislative Appropriation (ARCA clients backwage portion).

Please advise us at your earliest convenient time on the current status of our request for a Supplemental Legislative Appropriation. Also, if you have questions or require additional information, please telephone me at 276-5411.

Sincerely,

*Bob Swain*  
Bob Swain  
Executive Director

BS:smt

Enclosure (1)

*Ans'd 3/23*  
*[Signature]*

*in Master File + HFC*

TRUE EXACT COPY

MAILGRAM SERVICE CENTER  
MIDDLETOWN, VA. 22645

RCA MAILGRAM

1-032805J065-002 03/07/78 ICS SOTOIPO MLTN AHGB  
SUSPECTED DUPLICATE: 1-039421M065 TWX US DOL SEA  
75175 MGM SEATTLE WA 3-6-78

MR. ROBERT B SWAIN EXECUTIVE DIRECTOR  
ASSN FOR RETARDED CITIZENS OF ANCHORAGE INC  
2330 NICHOLS STREET  
ANCHORAGE AK 99504

THIS IS TO PROVIDE A PRELIMINARY REPORT OF FAIR LABOR STANDARDS ACT (FLSA) FINDINGS RESULTING FROM THE ON SITE REVIEW WHICH WAGE AND HOUR CONDUCTED AT YOUR REQUEST.

WE HAVE DETERMINED THAT SINCE APPROXIMATELY JANUARY 1 OF THIS YEAR, YOUR FACILITY HAS BEEN IN GENERAL COMPLIANCE WITH THE ACT. HOWEVER, FROM MARCH 1, 1976 TO DECEMBER 31, 1977, HANDICAPPED CLIENTS EMPLOYED AT THE FACILITY WERE NOT PAID IN COMPLIANCE WITH THE SPECIAL MINIMUM WAGE CONDITIONS OF YOUR SECTION 14 FLSA SUBMINIMUM WAGE CERTIFICATE. AS A RESULT OF THESE PRACTICES, WE ESTIMATE THAT APPROXIMATELY \$57,402.68 IN BACK WAGES IS DUE 300 EMPLOYEES. SINCE ARCA HAS A LEGAL LIABILITY FOR THESE BACK WAGES, THIS IS A REQUEST FOR A REPORT DETAILING HOW AND WHEN THIS DEBT WILL BE PAID. A LETTER MORE FULLY EXPLAINING OUR FINDINGS WILL FOLLOW.

LOREN E GILBERT ARA WAGE AND HOUR ESA USDOL

0028 EST

MGNCOMP MGM

ARCA ASSOCIATION FOR RETARDED CITIZENS OF ANCHORAGE, INC.

2330 NICHOLS STREET • ANCHORAGE, ALASKA 99504 • TELEPHONE (907) 276-4353

March 7, 1978

Ed Woodruff, Regional Wage Specialist  
 U.S. Department of Labor  
 Room 4097 Federal Office Building  
 909 First Avenue  
 Seattle, Washington 98174

Dear Ed:

This letter is in response to your recent compliance survey of ARCA and specifically in respect to our back wage liability to clients served during the period of February 1, 1976, to January 31, 1978.

The following is our estimate of our back wage liability based on wages paid in calendar years 1976 and 1977. January, 1978 is not included since you found us to be in substantial compliance at that time.

	Wages Paid	Work Type	% Under Prevailing	Wages Due	Total
WAC 1976	9,830.46	Laundry Proc.	11	1,081.35	
1977	18,723.93	Laundry Proc.	19	3,557.55	4,638.90
SWS 1976	24,787.52	Packaging	60	14,872.51	
	33,050.02	Laundry Proc.	11	3,635.50	
	8,262.50	Laundry Mach.	33	2,726.63	
1977	30,488.39	Packaging	85	25,915.13	
	40,651.18	Laundry Proc.	19	7,723.72	
	10,162.79	Laundry Mach.	42	4,268.37	59,141.86
GRAND TOTAL ESTIMATED LIABILITY					\$63,780.76

It should be understood that the distribution of wages, under the "Wages Paid" column above, were determined for the three different work types by taking an average of contract sales for the best and worst months of the current fiscal year and applying that average percentage against the total wages paid. This was necessary inasmuch as prior to the current fiscal year accounting records did not reflect the wages by contract type.

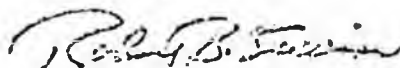
We propose the following plan as a method for paying off our back wage liability and providing the necessary documentation that we have complied and acted in good faith with respect to the Wage and Hour laws as they relate to rehabilitation facilities.

1. Deposit in an Escrow Account the necessary funds to cover our liability.
2. Secure a listing of all clients served by the agency during the liability period consisting of name, address, and pay periods in attendance.
3. If possible, isolate those clients served only in the Work Activity Center for the period in question. These people would be paid in relation to the Work Activity Center liability, and all others would be paid in relation to the Sheltered Workshop liability.
4. If #3 is not possible to determine, then all clients would receive back pay in relation to the total liability.
5. The method of determining back pay would be to derive the total pay periods present for all clients (by program, if possible) and divide this total into the appropriate liability to arrive at the shortage/client/pay period. This figure would then be multiplied by the number of pay periods present for each client less 10% for annual and sick leave paid to clients. If the final figure for a client is less than \$10.00, we will disregard it; in all other instances, we proceed to the next steps.
6. A form letter will be sent out to all clients who are entitled to more than \$10.00 via certified mail (return receipt requested) informing them that they are eligible for back wages and, if we have reached them successfully, to contact us for payment.
7. Upon issuing the client a check, the check number, date of payment, and gross amount will be recorded on the form described in #2 above.
8. In those cases where we cannot contact the client, we will have the returned letter as proof of attempt to reach the client.

If the above estimated back wage liability and proposed method of payment appear to be an equitable solution to the problem defined in your compliance survey, we will institute the process of payment upon receipt of your confirmation that the above stated plan, or your modifications to it, will comply with the intent of the law.

In closing, we wish to express our appreciation to you and Jack Harty for your positive direction in this matter. We enjoyed working with you and regret that our agency did not measure up to the survey. Be assured that the present management will do everything possible to assure that there will not be a repeat of the identified deficiencies. Thank you for your interest in our programs.

Sincerely yours,



Robert B. Swain  
Executive Director

RBS:dw

cc: Jack Harty  
Bob Mothershead

U.S. DEPARTMENT OF LABOR  
EMPLOYMENT STANDARDS ADMINISTRATION  
WAGE AND HOUR REGIONAL OFFICE

Room 4097 Federal Office Building  
November 22, 1977

909 First Avenue

Seattle, Washington 98174  
Area Code: 206, 442-1916  
442-1914



Mr. Robert B. Swain  
Association for Retarded Citizens of Anchorage, Inc.  
2330 Nichols Street  
Anchorage, Alaska 99504

Dear Mr. Swain:

This is to advise that because of program changes beyond my control, I have found it necessary to change the date of my planned visit to your establishment from December 5, 1977 to January 9, 1978. If this new date will cause any inconvenience, please let me know and we will agree on an alternate day.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Edward E. Woodruff".

Edward E. Woodruff  
Regional Wage Specialist

*1 cc Tom Jones ✓*  
*1 cc R. F. V. ✓*  
*1 cc [unclear] ✓*  
*reference Regional Council*  
*[unclear]*

*Deanna*  
*Phone*  
*File*  
*MS*

U.S. DEPARTMENT OF LABOR  
EMPLOYMENT STANDARDS ADMINISTRATION  
WAGE AND HOUR REGIONAL OFFICE

Room 4697 Federal Office Building

909 First Avenue

Seattle, Washington 98174  
Area Code 206, 442-1916  
442-1914

October 4, 1977



Mr. Robert B. Swain, Executive Director  
Association for Retarded Citizens of Anchorage, Inc.  
2330 Nichols Street  
Anchorage, Alaska 99504

Dear Mr. Swain:

This is to advise that I will visit your establishment in the near future for the purpose of determining compliance with the Fair Labor Standards Act with respect to the terms and conditions of your Sheltered Workshop Certificate.

In order to expedite this review and to minimize the amount of inconvenience which my presence at your facility could cause, you are requested to prepare and mail the following lists to this office no later than October 21, 1977:

1. A list of all handicapped clients who have been employed 18 months or longer and who have performed work in at least one pay period since March 1, 1977 (identify the disability for each client named).
2. A list of all major customers (i.e., the product or contract accounts for 10% or more of annual gross operating income generated by the work program) during the past two years; the product or service provided; the period of time over which the work was performed; the various prevailing rates applied to each individual contract and the date of such survey to establish such rates; the contract or job price, and that portion of the price allocated for direct labor costs. On jobs where time studies were made in conjunction with establishing prices, copies of those studies would also be helpful.
3. A copy of the most recent annual operating statement and balance sheet.
4. Copies of one client's compensation record including a report of his/her productivity and the time study establishing the applicable "norm" as well as a copy of his/her time card for one pay period.

Mr. Swain  
October 4, 1977  
Page 2

Please have the following items available for my review at your workshop:

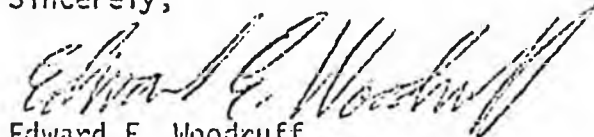
1. The last three annual financial statements.
2. Files on all contracts received for work performed during the past two years.
3. Basic time records for all non-exempt staff (see attached Part 541).
4. Client disability and productivity evaluation files.

I regret that at this time the Department is without funding for this fiscal year and until an appropriation is approved, I cannot schedule my visit. Rest assured that as soon as I have authority to travel, I will contact you and make an appointment for the date of my on-site review.

Enclosed for your general information are several non-technical pamphlets explaining Wage and Hour laws and procedures.

If you have any questions, please contact me.

Sincerely,



Edward E. Woodruff  
Regional Wage Specialist

Enclosures

U.S. DEPARTMENT OF LABOR  
EMPLOYMENT STANDARDS ADMINISTRATION  
Wage and Hour Division  
WASHINGTON, D.C. 20210



SEP 8 1977

Mr. Robert B. Swain  
Executive Director  
Association for Retarded Citizens  
of Anchorage, Inc.  
2330 Nichols Street  
Anchorage, Alaska 99504

Dear Mr. Swain:

This is in response to your letter of September 12, 1977 requesting technical assistance with respect to the application of the Fair Labor Standards Act to handicapped workers employed in sheltered workshops.

I have discussed your request with our Seattle Regional Office which is responsible for the enforcement of the Act in Alaska and have been informed that they will be able to send a staff member who has expertise on this particular subject in October. That office will be in further contact with you as to the specific date of arrival.

Thank you for your interest on behalf of handicapped workers.

Sincerely,

A handwritten signature in cursive script, which appears to read "Herbert J. Cohen", is written above the typed name.

Herbert J. Cohen  
Assistant Administrator

ARC  
A

September 12, 1977

Mr. F. Ray Marshall, Secretary  
U.S. Department of Labor  
S201B, Department of Labor Building  
200 Constitution Avenue, N.W.  
Washington, D. C. 20210

Dear Mr. Marshall:

We need desperately to have a technical assistance visit here from your Region X Wage and Hour Office. The specific subject to be covered is wages paid to handicapped workers.

Although your Department of Labor, June 1977, Sheltered Workshop Study provides us with valuable information, it does not provide us with enough information to solve wage problems and differences in opinions between the various state and local governmental representatives or businesses in our state.

I respectfully request that you authorize a person from your Region X Office to travel to Alaska to conduct a workshop on wages paid to handicapped workers. The target population to be served during the workshop would be state and local governmental agency personnel as well as other businesses and agencies confronted with hour and wage complaints or problems related to handicapped workers.

If you require additional information, please telephone me at (907) 276-5411.

Sincerely,

*Robert B. Swain*  
Robert B. Swain  
Executive Director

RBS:dw

cc: Bob Mothershead, President  
Association for Retarded Citizens of Anchorage

Paul Marchand, Director  
National Association for Retarded Citizens  
Washington, D. C.

bcc: Mr. Edward E. Woodruff

RECEIVED  
8/23/77

Claude W. Whitehead  
U.S. Department of Labor  
Division of Evaluation and Research, Room C3315  
200 Constitution Avenue, N.W.  
Washington, D.C. 20210  
August 13, 1977

Mr. Robert B. Swain  
Anchorage Association for Retarded Citizens  
2330 Nichols Street  
Anchorage, Alaska 99504

Dear Mr. Swain:

Nike Meyers, of the NARC staff, has asked that I send you information regarding wage determination under the Fair Labor Standards Act as Amended in 1966. As you know, wage payments to handicapped persons employed in sheltered workshops are generally governed by two factors: (1) the type of program provided to the handicapped client and (2) the level of productivity of the client. For example, if the client is involved in producing goods or services for an employer (the workshop) he or she must be paid wages which are commensurate with his or her productivity in comparison to that of a nonhandicapped person performing essentially the same type, quality and quantity of work in the local community or vicinity. This requirement applies regardless of the type of program the client is in. This provision of the FLSA regulations has been the subject of controversy by workshop staff and Department of Labor Staff over the past several years, and there has been no resolution because of the lack of specific guidelines. I have enclosed a copy of USDOL publication, "A Guide to Sheltered Workshop Certification" which contains helpful information.

It is my personal opinion, after studying data on wage payments to handicapped clients from two separate DOL surveys, that wage payments to handicapped workers are generally inadequate and are not commensurate with wage payments in the vicinity for similar work. The major barriers to commensurate wage payment seem to relate to the lack of readily available wage data on comparable jobs (state employment service offices do not generally collect such data because of the low-skill requirement), the lack of financial support for the workshop operation and the lack of technical/industrial staff to develop the necessary wage data and engineer jobs.

DOL records indicate that your organization is certificated for all types of workshop programs. In our studies we found that this type of operation (multi-program) was the most effective in serving handicapped individuals especially in the area of professional services and wage payments.

*MAR: Talked with Edward E. Woodruff, Region 4  
Lynn + Wagon, talked with Paul Mansfield,  
Name Gov Alliance - State Secretary of Labor  
Requesting T.A. - Sent 12, 1977*

Mr. Robert B. Swain  
Page Two  
August 18, 1977

---

If your workshop is keeping good records of client performance, reviewing progress regularly, and establishing wage rates by effective time studies and cost analysis, you should have no difficulty with DOL compliance staff, the client or the community.

I hope these comments have been helpful in answering the questions posed to Mike Meyers. Because my DOL job does not relate directly to the wage and hour program it was necessary for me to respond as a consultant rather than as a DOL employee.

Yours sincerely,

*Claude Whitehead*

Claude W. Whitehead  
14014 Flint Rock Road  
Rockville, Maryland 20853

/ch

Enclosures

POSITION PAPER

ON

HOUSE BILL 901

"An Act making a supplemental appropriation to the Department of Health and Social Services, community developmental disabilities, family support; and providing for an effective date."

Intent of Bill: The Bill grants the Association for Retarded Citizens of Anchorage \$84,246 without stipulating the purpose for which it is to be used.

Attached is a letter (dated March 28, 1978, from Robert B. Swain, Executive Director, ARCA) that specifies the intended uses of the funds by ARCA. There are ten intended uses identified in the letter ranging in amounts from (a) \$50,000 for payment of back-wages due to clients from March 1, 1976 to December 31, 1977, to (b) \$151.64 of interest charges due to delays in receiving previously appropriated funds.

Discussion: None of the intended uses have been verified by Departmental audit as of March 30, 1978. However, previous audit reports by the Department of Administration and communication to ARCA by the Division of Vocational Rehabilitation of the Department of Education, as well as by the Division of Mental Health and Developmental Disabilities of the Department of Health and Social Services indicate that ARCA historically has not managed funds in a way to balance revenues with expenses. Rather, ARCA has characteristically spent beyond projected revenues in the trust that Legislative action would correct any imbalance. In FY 1977, ARCA received a \$200,000 "supplemental" grant to pay obligations that extended beyond revenues. In FY 1978, ARCA received \$600,000 in a grant currently administered by the Division of Vocational Rehabilitation. This grant was expected to result in an increased quality of service to an increased number of clients. However there is a lack of evidence to date to show that the quality or number of persons served has increased substantially as a result of this \$600,000 appropriation.

Copies of a recent audit report as well as communications and site-review reports are attached to this position paper.

The above is not to say that the services currently provided to the developmentally disabled by ARCA are substandard. However, given the financial management history of ARCA, and based on the information presently available, it is not felt that additional supplemental amounts from the general fund are necessary for ARCA to develop or to maintain viable programs. As a private corporation, it is felt that ARCA has the capability and