

LEG. FINANCE - BILLS 1977 - 1978 928

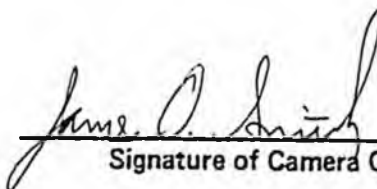
SB 168 thru SB 176 708

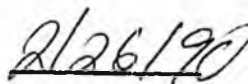


# RECORDS CERTIFICATION



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

  
\_\_\_\_\_  
Signature of Camera Operator

  
\_\_\_\_\_  
Date

# COMMITTEE REPORT

## SENATE

3/10/ 77

March 10 1977 Date

Mr. President:

The Committee on FINANCE has had SB 168  
spec. appropriation to Dept. of Health & Social Services for alcohol-related  
under consideration. A majority of the members of the Committee programs

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that  
CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_  
committee
- reports it back without recommendation
- AND attaches a report of its intent
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends: \_\_\_\_\_  
\_\_\_\_\_ recommends: \_\_\_\_\_  
\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_  
Chairman

Original sponsor: Rules Committee by  
request of the Governor

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 163

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Department  
7 of Health and Social Services and to the Department of  
8 Education for alcohol-related programs; and providing  
9 for an effective date."

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

11 \* Section 1. The sum of \$804,500 is appropriated from the general fund to  
12 the Department of Health and Social Services for the fiscal year ending  
13 June 30, 1978, to be allocated as follows:

|    |  |           |
|----|--|-----------|
| 14 | Medical alcohol detoxification services      | \$100,000 |
| 15 | Operation of 30-day residential intensive    |           |
| 16 | treatment facility for alcohol affected      |           |
| 17 | persons                                      | 600,000   |
| 18 | Training of personnel for service in alcohol |           |
| 19 | treatment and counseling programs at various |           |
| 20 | locations                                    | 104,500   |

21 \* Sec. 2. The sum of \$416,000 is appropriated from the general fund to  
22 the Department of Education for the fiscal year ending June 30, 1978, to be  
23 allocated as follows:

|    |                                       |           |
|----|---------------------------------------|-----------|
| 24 | Alaska Public Broadcasting Commission |           |
| 25 | public information and education      |           |
| 26 | regarding alcohol abuse               | \$350,000 |
| 27 | School curriculum development and     |           |
| 28 | implementation relating to alcohol    |           |
| 29 | abuse                                 | 66,000    |

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\* Sec. 3. This Act takes effect July 1, 1977.

Original sponsor: Rules Committee by  
request of the Governor

1 IN THE SENATE

BY THE FINANCE COMMITTEE

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| 16 | treatment facility for alcohol affected      |           |
| 17 | persons                                      | 600,000   |
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| 19 | treatment and counseling programs at various |           |
| 20 | locations                                    | 104,500   |

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Introduced: 2/21/77  
Referred: Health, Education  
and Social Services and  
Finance

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

1 THE SENATE

2 SENATE BILL NO. 168

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST 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 and to the Depart-  
8 ment of Education for alcohol-related programs; and  
9 providing for an effective date."

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

11 \* Section 1. The sum of \$1,521,600 is appropriated from the general  
12 fund to the Department of Health and Social Services for Fiscal Year 1978,  
13 allocated as follows:

14 Medical Alcohol Detoxification Services \$100,000

15 ~~Non-Medical Alcohol Detoxification Facility 367,100~~

16 ~~Acquisition Grants~~

17 Operation of 30-Day Residential Intensive

18 Treatment Facility for Alcohol Affected

19 Persons

600,000

20 Public Information and Education Regarding

21 Alcohol Abuse

350,000

22 Training of Personnel For Service in Alcohol

23 Treatment and Counseling Programs at Various

24 Locations

104,500

25 \* Sec. 2. The sum of \$66,000 is appropriated from the general fund to  
26 the Department of Education for Fiscal Year 1978, for the purpose of  
27 development and implementation of an alcohol education curriculum for use  
28 in the state's schools.

29 \* Sec. 3. This Act takes effect July 1, 1977.

# STATE OF ALASKA

DEPT. OF HEALTH AND SOCIAL SERVICES

OFFICE OF THE COMMISSIONER

JAY S. HARRISON, GOVERNOR

POUCH V 01 - JUNEAU 99611

March 21, 1977

The Honorable John Sackett  
Chairman, Senate Finance Committee  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99611

Document # SFC #5

Dear Senator Sackett:

This memo provides clarification on the appropriations bill requested by the Administration for the Office of Alcoholism and Department of Education for FY 78. Each sub-appropriation is explained in order.

1) Medical Alcohol Detoxification Services - \$100,000.

In some cases, medical supervision is appropriate for the detoxification process. On occasion, the potential for cardiovascular arrest, convulsions, respiratory failure, or other severe withdrawal symptoms may be serious. Hospitals around the State have often been reluctant or unwilling to admit people for detoxification, sometimes because they do not agree that hospitalization is necessary, other times because they lack appropriate staff to "handle" a potentially troublesome alcoholic patient. In view of the under-utilization of beds at many Alaskan hospitals, the Office of Alcoholism believes that arrangements for medical detoxification may be possible if funds are available for providing staff, staff training or equipment required to operate the program. This would be a demonstration effort designed to provide incentives for hospitals to take on this service, through the provision of 75% SGF/25% "other funds" grants to one or two selected hospitals who may be persuaded to attempt this service. Hospitals will be selected on the basis of "Requests for Proposals" to be published in the media statewide.

2) Non-Medical Alcohol Detoxification Facility Acquisition Grants - \$367,100.

The objective of these grants is to provide at least 15,000 client days per year of non-medical detoxification in Juneau, Ketchikan, Valdez, Yakutat, Wrangell, Petersburg, Seward, Unalaska, Cordova, Kotzebue, Kenai, and Barrow. Single-wide trailers are contemplated for Yakutat, Wrangell, Petersburg, Unalaska, and Cordova. Double-wide trailers would be placed at the other sites.

March 21, 1977

It is proposed that the state provide 50% matching funds for capital construction except in "poverty" communities, where the State would pay 90% matching. Release of matching funds would be contingent on the local community coming up with the other 50% or 10% depending on "poverty" designation. Starting in FY 79 it is proposed that the state pay 75% of the operating costs contingent on a local match of 25%, except in "poverty" communities where the State/local ratio would be 90:10. This is consistent with current matching arrangements under the State's alcoholism grant-in-aid program.

|       | <u>OPERATING</u> |              |              | <u>CAPITAL</u> |              |              |
|-------|------------------|--------------|--------------|----------------|--------------|--------------|
|       | <u>State</u>     | <u>Local</u> | <u>Total</u> | <u>State</u>   | <u>Local</u> | <u>Total</u> |
| FY 78 |                  |              |              | 367.1          | 247.9        | 615.0        |
| FY 79 | 1636.5           | 444.3        | 2080.8       |                |              |              |
| FY 80 | 1751.1           | 475.4        | 2226.5       |                |              |              |

The 50/50 matching proposal for facility acquisition can occur only if the State office's proposed revision of AS 47.37.310(c) is passed. Currently, the State can require only a 25% match from the community, though the proposed revision would allow the State to require up to a 50% match for capital construction or facility acquisition.

Capital cost projections for FY 78 are as follows:

|                   | <u>Double-Wide</u> |               | <u>Single-Wide</u> |              |
|-------------------|--------------------|---------------|--------------------|--------------|
|                   | <u>State</u>       | <u>Local</u>  | <u>State</u>       | <u>Local</u> |
| Juneau            | 27.0               | 27.0          |                    |              |
| Ketchikan         | 27.0               | 27.0          |                    |              |
| Valdez            | 27.0               | 27.0          |                    |              |
| Seward            | 27.0               | 27.0          |                    |              |
| Kenai             | 27.0               | 27.0          |                    |              |
| Barrow            | 27.0               | 27.0          |                    |              |
| Kotzebue (Pov.)   | 48.6               | 5.4           |                    |              |
| Wrangell          |                    |               | 23.7               | 23.7         |
| Petersburg        |                    |               | 23.7               | 23.7         |
| Cordova           |                    |               | 23.7               | 23.7         |
| Yakutat (Pov.)    |                    |               | 42.7               | 4.7          |
| Unalakleet (Pov.) |                    |               | 42.7               | 4.7          |
| Totals            | 210.6              | 167.4         | 156.5              | 80.5         |
| Total State =     | 367.1              |               |                    |              |
|                   |                    | Total Local = | 247.9              |              |

Cost of double-wide estimated at 54.0, including 36.0 purchase and transportation, 8.0 site preparation, and 10.0 beds and equipment. The above cost provides for sprinkler and fire walls per Fire Marshall's Office. Cost of single-wide estimated at 47.4, including 29.4 purchase and transportation, 8.0 site preparation, and 10.0 beds and equipment.

Operating costs for FY 79 are estimated at \$1636.5 State General Fund and \$444.3 local match.

This includes funds to provide 24 hour staffing for each facility with two persons on duty most of the time. 24 hours x 7 days x 2 persons = 336 man-hours per site per week. 336 man-hours divided by 40 hours per person per week = 8.4 full time employees. The following total number of full time employees and costs are therefore included in the operating cost projection:

|                 | <u>Employees</u> | <u>Other<br/>Operating<br/>Cost</u> | <u>Total<br/>State</u> | <u>Total<br/>Local</u> |
|-----------------|------------------|-------------------------------------|------------------------|------------------------|
| Juneau          | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Ketchikan       | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Valdez          | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Seward          | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Kenai           | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Barrow          | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Kotzebue (Pov.) | 8                | 8.4                                 | 151.6                  | 16.8                   |
| Wrangell        | 7                | 8.4                                 | 111.3                  | 37.1                   |
| Petersburg      | 7                | 8.4                                 | 111.3                  | 37.1                   |
| Cordova         | 7                | 8.4                                 | 111.3                  | 37.1                   |
| Yakutat (Pov.)  | 7                | 8.4                                 | 133.6                  | 14.8                   |
| Unalaska (Pov.) | 7                | 8.4                                 | 133.6                  | 14.8                   |
| Kodiak          | 6                | -                                   | 90.0                   | 30.0                   |
| Bethel          | 2                | -                                   | 36.0                   | 4.0                    |
| Totals:         | 99               |                                     | 1636.5                 | 444.3                  |

Personnel costs estimated at 16.0 per position plus 25% benefits. Total estimate = 20.0 per position.

If the detoxification center were to be closed for some period of time each day due to limited staff, the clients would have to be ushered out every day precluding the possibility of several days continuous "drying out", and setting the tone of the operation as basically an overnight "flap-house". Though one employee on duty would often be sufficient, particularly at the smaller sites, the arrival of two belligerent or "uncooperative inebriates" at a center would clearly require two people. Such arrivals cannot be predicted or somehow evened out.

Other operating costs include an estimated \$500 per month per site for utilities, heat, phone, etc., plus \$200 per month supplies, drugs (asprin, Maalox, coffee, etc.), and incidental expenses. \$700 x 12 months = \$8400 per year site.

- 3) Operation of 30-day Residential Intensive Treatment Facility for Alcohol Affected Persons - \$600,000.

This appropriation would provide intensive care and rehabilitation to approximately 600 alcoholics per year, 30% of whom should be immediately returned to normal or near normal levels of productivity, and 70% having 20-50% restoration of normalcy.

The Alaska Alcoholism Treatment center (AATC) in Anchorage (Point Woronzof) currently is attempting to operate such a program without benefit of state or local funds. The facility itself is in excellent condition and well suited to a 30-day program. AATC is currently being evaluated by the State Office of Alcoholism, with formal results expected within a few weeks. Informal evaluation of the program indicates that the staff is inadequate due to lack of funds and its capacity is under-utilized for a number of reasons including inadequate staff and consequent lack of referrals. After an in-depth review, and evaluation of their application, it is the intention of this office to fund AATC up to a maximum of \$600,000 for a one year period at a 75/25 matching level and a reduced level of State funding support for a second year. These funds would be restricted for FY 78 until an exact determination can be made regarding the level of third party payments that can be anticipated. This would enable AATC to develop a solid, high quality program without the current fluctuations of funding and service provision capability. After this two-year period of stability and development it is anticipated that the program would be able to obtain sufficient first and third party payments to permit the deletion of State funding. This would provide the State of Alaska with a high quality, private non-profit alcoholism treatment facility.

- 4) Public Information and Education Regarding Alcohol Abuse - \$350,000. 4  
100,000

It is anticipated that these funds would be used for development of educational material for dissemination by the media. The request includes funds for purchase of media time. The emphasis will be on informational presentations rather than dramatizations. In addition, funds are contained in this request for two regional information specialists, who would be in a position to advise local communities on laws, regulations, and options available to them regarding the sale and distribution of alcohol, and who would also be able to make informational presentations on the subject of alcohol abuse to interested groups around the state.

Public Ed: the to the greatest extent possible

- 5) Training of Personnel for Service in Alcohol Treatment and Counseling Programs at Various Locations - \$104,500.

This appropriation for training is composed of three sections:

- a) Two full time teaching positions at the University of Alaska Center for Alcohol and Addictions Studies.

One would develop and implement university accredited continuing education and in-service training courses on the nature of alcoholism, its treatment, and rehabilitation for professionals and paraprofessionals currently working in the fields of medicine, social work and criminal justice. The benefit to the state will be a more knowledgeable population of people currently providing services to alcohol-related cases in their respective occupations, thereby enabling them to provide more effective services to current cases.

The other would develop and implement a university accredited counselor certification education program for alcoholism counselors currently working and/or young people who may wish to enter the field. This is the first step in a process of professionalization of alcoholism counselors in Alaska. The benefits to the State would be: 1) a population of counselors better trained and therefore more able to assist their alcoholic clients and 2) greater credibility of all alcoholism programs resulting in increased willingness of third party payors to reimburse alcohol treatment programs who employ certified counselors.

The total cost of this section would be \$83,390 for the two positions.

- b) A workshop for alcoholism and drug abuse program managers in program administration and management.

This three-day workshop would be held in Anchorage and would be attended by all program managers at a cost for air fare and per diem of \$8,094.

- c) Emergency Medical Technician I Training Course.

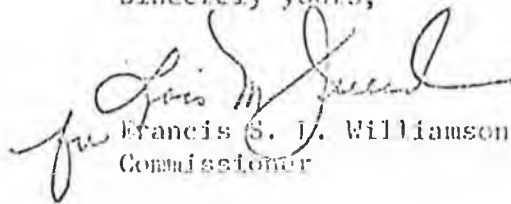
Twenty existing non-medical detoxification staff in local alcoholism programs will attend this fourteen-day course at the State Trooper Training School in Sitka to ensure proper training in identifying and handling medical emergencies in programs providing this service.

March 21, 1977

This training package would ensure that current and prospective staff members in local alcoholism and drug abuse programs receive an appropriate type and level of training to better perform their jobs.

- 6) The request for \$66,000 for development and implementation of an alcohol education curriculum is explained in the enclosed memo from the Department of Education.

Sincerely yours,



Francis S. D. Williamson  
Commissioner

Enclosure

STATE  
of ALASKA

# MEMORANDUM

TO: Kent Dawson  
Administrative Assistant  
Office of the Governor

DATE February 4, 1977

FROM: *DL*  
Diane LeRoesche, Chief  
Health Education Section  
Department of Education  
465-2850

SUBJECT: ICC Cost Projection  
Narrative: Primary  
Prevention of Alcohol  
Associated Problems  
Through Education in  
the Schools

Project Objective:

To formulate an elementary and secondary school alcohol education curriculum package, develop and implement a training program for school personnel to adequately use the curriculum package, and produce a promotional program for school alcohol education programs in order to ultimately reduce alcohol abuse among our Alaskan youth and future adults.

Estimated Project Life:

Costs to State: 3 years; on-going at local level thereafter.

Cost Projection:

|       |       |
|-------|-------|
| FY 78 | 66.0  |
| FY 79 | 64.0  |
| FY 80 | 210.0 |

Narrative:

There is currently no appropriate alcohol education curriculum package for use in Alaskan schools. There are continually requests by teachers, counselors and school administrators for assistance in this area. There are no existing Alaskan training programs in this area for school personnel. There is evidence that teachers are inadequately prepared to provide students with up-to-date information, attitude formation and building of habits conducive to making responsible decisions about the use of alcohol.

The approach to be taken will not be like that of the drug education programs of the 60's. It will not be a short-term crisis program using scare tactics, information alone and even mis-information. While the central focus will be on objective information about the substance, its use and abuse, the curriculum package and teacher training will combine information with helping youth learn responsible decision-making

February 4, 1977

and problem-solving skills, how to identify and practice alternatives to the mis-use of alcohol and other drugs, the control of impulses and peer pressures, learning inter-personal relations skills, and the development of a positive self-image.

Although some instructional materials of this nature do exist, they are scattered, dis-organized and usually not relevant to most Alaskan communities. An Alaskan curriculum package does need to be developed, field tested, duplicated and distributed to all school districts. It will be used and used appropriately if accompanied by a promotional and on-site training program. Each of the 52 school districts in Alaska (with a total of 92,546 students in grades K-12 in 1976) will be involved in the alcohol education program.

DL/rj

# STATE OF ALASKA

DEPT. OF HEALTH AND SOCIAL SERVICES

OFFICE OF THE COMMISSIONER  
OFFICE OF ALCOHOLISM

JAY S. HAMMOND, GOVERNOR

POUCH H 05F - JUNEAU 99811

March 9, 1977

The Honorable Glenn Hackney  
Chairman, Health, Education  
& Social Services Committee  
State Senate  
Pouch V  
Juneau, Alaska 99811

Dear Senator Hackney,

This memo provides clarification on the appropriations bill requested by the Administration for the Office of Alcoholism and Department of Education for FY 78. Each sub-appropriation is explained in order.

1) Medical Alcohol Detoxification Services - \$100,000

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2) Non-Medical Alcohol Detoxification Facility Acquisition Grants - \$367,100

The objective of these grants is to provide at least 15,000 client days per year of non-medical detoxification in Juneau, Ketchikan, Valdez, Yakutat, Wrangell, Petersburg, Seward, Unalaska, Cordova, Kotzebue, Kenai, and Barrow. Single wide trailers are contemplated for Yakutat, Wrangell, Petersburg, Unalaska, and Cordova. Double wide trailers would be placed at the other sites.

The Honorable Glenn Hackney  
 March 9, 1977  
 page two

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Cost of double wide estimated at 54.0, including 36.0 purchase and trans., 8.0 site prep., and 10.0 beds and equipment. Provides for sprinkler and fire walls per Fire Marshall. Cost of single wide estimated at 47.4, including 29.4 purchase and trans., 8.0 site prep.

Honorable Glenn Hackney  
 March 9, 1977  
 page three

Operating costs for FY 79 are estimated at \$1636.5 State General Fund and \$444.3 local match.

This includes funds to provide 24 hour staffing for each facility with two persons on duty most of the time. 24 hours x 7 days x 2 persons = 336 manhours per site per week. 336 manhours divided by 40 hours per person per week = 8.4 full time employees. The following total number of full time employees and costs are therefore included in the operating cost projection:

|                 | <u>Employees</u> | <u>Other<br/>Operating<br/>Cost</u> | <u>Total<br/>State</u> | <u>Total<br/>Local</u> |
|-----------------|------------------|-------------------------------------|------------------------|------------------------|
| Juneau          | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Ketchikan       | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Valdez          | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Seward          | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Kenai           | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Barrow          | 8                | 8.4                                 | 126.3                  | 42.1                   |
| Kotzebue (Pov.) | 8                | 8.4                                 | 151.6                  | 16.8                   |
| Wrangell        | 7                | 8.4                                 | 111.3                  | 37.1                   |
| Petersburg      | 7                | 8.4                                 | 111.3                  | 37.1                   |
| Cordova         | 7                | 8.4                                 | 111.3                  | 37.1                   |
| Yakutat (Pov.)  | 7                | 8.4                                 | 133.6                  | 14.8                   |
| Unalaska (Pov.) | 7                | 8.4                                 | 133.6                  | 14.8                   |
| Kodiak          | 6                | -                                   | 90.0                   | 30.0                   |
| Bethel          | 2                | -                                   | 36.0                   | 4.0                    |
| Totals          | 99               |                                     | 1636.5                 | 444.3                  |

Personnel costs estimated at 16.0 per position plus 25% benefits. Total estimate = 20.0 per position.

If the detox center were to be closed for some period of time each day due to limited staff, the clients would have to be ushered out every day precluding the possibility of several days continuous "drying out", and setting the tone of the operation as basically an overnight "flop-house". Though one employee on duty would often be sufficient, particularly at the smaller sites, the arrival of two belligerent or "uncooperative inebriates" at a center would clearly require two people. Such arrivals cannot be predicted or somehow evened out.

Other operating costs include an estimated \$500 per month per site for utilities, heat, phone, etc., plus \$200 per month supplies, drugs (asprin, Maalox, coffee, etc.), and incidental expenses. \$700 x 12 months = \$8400 per year site.

Honorable Glenn Hackney  
March 9, 1977  
page four

- 3) Operation of 30-day Residential Intensive Treatment Facility for Alcohol Affected Persons - \$600,000.

This appropriation would provide intensive care and rehabilitation to approximately 600 alcoholics per year, 30% of whom should be immediately returned to normal or near normal levels of productivity, and 70% having 20-50% restoration of normalcy.

The Alaska Alcoholism Treatment center (AATC) in Anchorage (Point Woronzof) currently is attempting to operate such a program without benefit of state or local funds. The facility itself is in excellent condition and well suited to a 30 day program. AATC is currently being evaluated by the State Office of Alcoholism, with formal results expected within a few weeks. Informal evaluation of the program indicates that the staff is inadequate due to lack of funds and its capacity is underutilized for a number of reasons including inadequate staff and consequent lack of referrals. After an in-depth review, and evaluation of their application, it is the intention of this office to fund AATC up to a maximum of \$600,000 for a one year period at a 75/25 matching level and a reduced level of State funding support for a second year. These funds would be restricted for FY 78 until an exact determination can be made regarding the level of third party payments that can be anticipated. This would enable AATC to develop a solid, high quality program without the current fluctuations of funding and service provision capability. After this two-year period of stability and development it is anticipated that the program would be able to obtain sufficient first and third party payments to permit the deletion of State funding. This would provide the State of Alaska with a high quality, private non-profit alcoholism treatment facility.

- 4) *Public Information & Education Regarding Alcohol Abuse - # 350,000*  
It is anticipated that these funds would be used for development of educational material for dissemination by the media. The request includes funds for purchase of media time. The emphasis will be on informational presentations rather than dramatizations. In addition, funds are contained in this request for two regional information specialists, who would be in a position to advise local communities on laws, regulations, and options available to them regarding the sale and distribution of alcohol, and who would also be able to make informational presentations on the subject of alcohol abuse to interested groups around the state.
- 5) Training of Personnel for Service in Alcohol Treatment and Counseling Programs at Various Locations - \$104,500

This appropriation for training is composed of three sections:

- a) Two full time teaching positions at the University of Alaska Center for Alcohol and Addictions Studies.

One would develop and implement university accredited continuing education and in-service training courses on the nature of alcoholism, its treatment, and rehabilitation for professionals and paraprofessionals currently working in the fields of medicine, social work and criminal justice. The benefit to the state will be a more knowledgeable

2010

Honorable Glenn Hackney  
March 9, 1977  
page five

population of people currently providing services to alcohol-related cases in their respective occupations, thereby enabling them to provide more effective services to current cases.

The other would develop and implement a university accredited counselor certification education program for alcoholism counselors currently working and/or young people who may wish to enter the field. This is the first step in a process of professionalization of alcoholism counselors in Alaska. The benefits to the state would be: 1) a population of counselors better trained and therefore more able to assist their alcoholic clients and: 2) greater credibility of all alcoholism programs resulting in increased willingness of third party payors to reimburse alcohol treatment programs who employ certified counselors.

The total cost of this section would be \$83,390 for the two positions.

b) A workshop for alcoholism and drug abuse program managers in program administration and management.

This three-day workshop would be held in Anchorage and would be attended by all program managers at a cost for air fare and per diem of \$8,094.

c) Emergency Medical Technician I Training Course.

Twenty existing non-medical detoxification staff in local alcoholism programs will attend this fourteen-day course at the State Trooper Training School in Sitka to ensure proper training in identifying and handling medical emergencies in programs providing this service.

This total package would ensure that current and prospective staff members in local alcoholism and drug abuse programs receive an appropriate type and level of training to better perform their jobs.

Sincerely yours,

Francis S.L. Williamson  
Commissioner

STATE  
of ALASKA

## MEMORANDUM

TO: Kent Dawson  
Administrative Assistant  
Office of the Governor

DATE February 4, 1977

FROM: *DL*  
Diane LeResche, Chief  
Health Education Section  
Department of Education  
465-2850

SUBJECT: ICC Cost Projection  
Narrative: Primary  
Prevention of Alcohol  
Associated Problems  
Through Education in  
the Schools

Project Objective:

To formulate an elementary and secondary school alcohol education curriculum package, develop and implement a training program for school personnel to adequately use the curriculum package, and produce a promotional program for school alcohol education programs in order to ultimately reduce alcohol abuse among our Alaskan youth and future adults.

Estimated Project Life:

Costs to State: 3 years; on-going at local level thereafter.

Cost Projection:

|       |       |
|-------|-------|
| FY 78 | 66.0  |
| FY 79 | 64.0  |
| FY 80 | 210.0 |

Narrative:

There is currently no appropriate alcohol education curriculum package for use in Alaskan schools. There are continually requests by teachers, counselors and school administrators for assistance in this area. There are no existing Alaskan training programs in this area for school personnel. There is evidence that teachers are inadequately prepared to provide students with up-to-date information, attitude formation and building of habits conducive to making responsible decisions about the use of alcohol.

The approach to be taken will not be like that of the drug education programs of the 60's. It will not be a short-termed crisis program using scare tactics, information alone and even mis-information. While the central focus will be on objective information about the substance, its use and abuse, the curriculum package and teacher training will combine information with helping youth learn responsible decision-making

February 4, 1977

and problem-solving skills, how to identify and practice alternatives to the mis-use of alcohol and other drugs, the control of impulses and peer pressures, learning inter-personal relations skills, and the development of a positive self-image.

Although some instructional materials of this nature do exist, they are scattered, dis-organized and usually not relevant to most Alaskan communities. An Alaskan curriculum package does need to be developed, field tested, duplicated and distributed to all school districts. It will be used and used appropriately if accompanied by a promotional and on-site training program. Each of the 52 school districts in Alaska (with a total of 92,546 students in grades K-12 in 1976) will be involved in the alcohol education program.

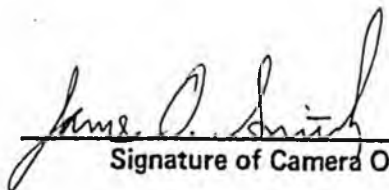
DL/nj

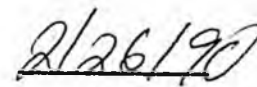


# RECORDS CERTIFICATION



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

  
\_\_\_\_\_  
Signature of Camera Operator

  
\_\_\_\_\_  
Date

SB 173

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 173 Commission  
 Title An act relating to compensation of members of the Alaska Pipeline  
 Requested by Senate Finance Committee Date 2/28/77

II. FISCAL DETAIL

Agency Affected Commerce and Economic Development  
 Program Category Affected Public Protection  
 Budget Request Unit(s) Affected Alaska Pipeline Commission

EXPENDITURES (Thousands of Dollars)

|                          | FY 77    | FY 78       | FY 79       | FY 80       | FY 81       | FY 82       |
|--------------------------|----------|-------------|-------------|-------------|-------------|-------------|
| 100 PERSONAL SERVICES    | 0        | 24.6        | 24.6        | 24.6        | 24.6        | 24.6        |
| 200 TRAVEL               |          |             |             |             |             |             |
| 300 CONTRACTUAL          |          |             |             |             |             |             |
| 400 COMMODITIES          |          |             |             |             |             |             |
| 500 EQUIPMENT            |          |             |             |             |             |             |
| 600 LAND & STRUCTURES    |          |             |             |             |             |             |
| 700 GRANTS, CLAIMS, ETC. |          |             |             |             |             |             |
| <b>TOTAL</b>             | <b>0</b> | <b>24.6</b> | <b>24.6</b> | <b>24.6</b> | <b>24.6</b> | <b>24.6</b> |

FUNDING (Thousands of Dollars)

|                 | 0 | 24.6 | 24.6 | 24.6 | 24.6 | 24.6 |
|-----------------|---|------|------|------|------|------|
| GENERAL FUND    |   |      |      |      |      |      |
| FEDERAL FUNDS   |   |      |      |      |      |      |
| OTHER (Specify) |   |      |      |      |      |      |

POSITIONS

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL TIME |  |  |  |  |  |  |
| PART TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

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

If SB 173 is implemented we anticipate our annual budget impact to be \$24,600. Calculated as follows:

| FY-78 Proposed Commissioner Salary & Benefits | Current Superior Court Salary & Benefits | Amount of Change | Times 3 Commissioners |
|---|--|------------------|-----------------------|
| \$42,000                                      | \$50,200                                 | \$8,200          | \$24,600              |

If recommendations made by the Alaska Salary Commission are implemented, Superior Court salaries will go to \$48,576. Total impact at this rate on our budget would be \$56,900.

IV. DATE February 25, 1977 PREPARED BY William Murray

AGENCY Alaska Pipeline Commission

PHONE 279-0583

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

Introduced: 2/21/77  
Referred: Finance

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 SENATE BILL NO. 173

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to compensation of members of the  
7 Alaska Pipeline Commission."

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

9 \* Section 1. AS 42.06.090 is repealed and re-enacted to read:

10 Sec. 42.06.090. COMPENSATION OF MEMBERS OF THE ALASKA PIPELINE  
11 COMMISSION. Members of the commission are in the exempt service under  
12 AS 39.25 and receive an annual salary equal to that of a superior court  
13 judge.

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1-26-78

Hold for  
Salary Commission  
Recs.

John - Re SB 173 (assigned to you)

This bill would change salary of Pipeline Commissioners from that set by the Salary Commission through passage of CS/CR 45 am (39,372) to that of Superior Court Judges (48,576).

HB 676 would set salaries for Commercial Fisheries Entry Commission, APUC, Pipeline Commission, and ATC at Range 27C (currently 46,164) and remove them from the purview of the Salary Commission. Frankly, what's wrong with

letting the Salary Commission continue to review and recommend their salaries?

Judy (over)

In any case, their salaries should not  
be automatically tied to those of judges  
since that would complicate the  
Salary Commissions

Passed - Read by Governor

Original sponsor: Gardiner

Offered: 4/26/77  
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE CONCURRENT RESOLUTION NO. 45

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 Approving certain recommendations of the  
6 Salary Commission.

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

8 WHEREAS Chapter 263, Session Laws of Alaska 1976 established the Alaska  
9 Salary Commission; and

10 WHEREAS the Salary Commission was granted the responsibility of conduct-  
11 ing an on-going review of compensation and retirement benefits for members of  
12 the legislature, the governor and lieutenant governor, commissioners, deputy  
13 commissioners and directors of executive departments, members of the Alaska  
14 Public Utilities Commission, the Alaska Pipeline Commission, the Alaska  
15 Transportation Commission, and the Alaska Commercial Fisheries Entry Commis-  
16 sion, and members of the judiciary; and

17 WHEREAS the recommendations of the Salary Commission as to compensation  
18 become effective, retroactive to January 1, 1977 only if approved by con-  
19 current resolution of the legislature before the end of the first session of  
20 the legislature; and

21 WHEREAS the Salary Commission has submitted its recommendations to the  
22 legislature regarding the compensation of the officers covered under ch. 263  
23 SLA 1976 and the legislature has considered them; and

24 WHEREAS Recommendation Number (1)(A) of the Salary Commission proposes  
25 to set the annual salary of the governor of Alaska at \$52,992; and

26 WHEREAS Recommendation Number (2)(A) of the Salary Commission proposes  
27 to set the annual salary of the lieutenant governor of Alaska at \$47,304; and

28 WHEREAS Recommendation Number (3)(A) of the Salary Commission proposes  
29 to set the annual salary of commissioners of principal executive departments

1 at \$47,304; and

2 WHEREAS Recommendation Number (3)(C) proposes to grant longevity pay  
3 increases to the commissioners of the principal executive departments at the  
4 discretion of the governor which are equal to 3.75 per cent of the annual  
5 salary of the commissioner for each two years of continuous service, with  
6 service accrual to begin January 1, 1977; and

7 WHEREAS Recommendation Number (4)(A) proposes that there be no change in  
8 the annual salary of \$42,372 for beginning deputy department commissioners;  
9 and

10 WHEREAS Recommendation Number (4)(C) proposes to grant longevity pay  
11 increases to the deputy commissioners of the principal executive departments  
12 at the discretion of the departmental commissioner which are equal to 3.75  
13 per cent of the annual salary of the deputy commissioner, for each two years  
14 of continuous service, with service accrual to commence from the date of the  
15 last step increase or upon the date of hire following approval of this recom-  
16 mendation; and

17 WHEREAS Recommendation Number (5)(A) proposes that there be no change in  
18 the salary level of directors and the Salary Commission also recommends that  
19 the administrative rules be changed so that the salary entry level of new  
20 directors be in the "A" step of the salary range at which they are hired; the  
21 commission recognized that promotions from deputy director to director of a  
22 division may sometimes necessitate that those receiving a promotion move into  
23 a step other than "A" in order to be assured a salary increase; in such  
24 cases, that person receiving the promotion should enter at the lowest step  
25 necessary to receive a salary increase; the commission also recognized that  
26 some directors are now covered by a negotiated agreement and the commission's  
27 recommendations will not apply to them until that agreement expires; and

28 WHEREAS Recommendation Number (5)(B) proposes that the salary progres-  
29 sion for directors follow the steps outlined in the state salary schedule as

1 outlined in AS 39.27.011; and

2 WHEREAS Recommendation Number (6)(A) proposes that members of the Alaska  
3 Public Utilities Commission be paid \$39,372 annually; and

4 WHEREAS Recommendation Number (6)(B) proposes that the chairman of the  
5 Alaska Public Utilities Commission be paid an additional \$500 annually, pro-  
6 rated as part of the regular salary; and

7 WHEREAS Recommendation Number (6)(D) proposes to grant longevity pay  
8 increases to each commissioner of the Alaska Public Utilities Commission at  
9 the discretion of the governor which are equal to 3.75 per cent of the annual  
10 salary of the commissioner for each two years of service, with service accru-  
11 al beginning January 1, 1977; and

12 WHEREAS Recommendation (7)(A) proposes that members of the Alaska Trans-  
13 portation Commission be paid \$39,372 annually; and

14 WHEREAS Recommendation Number (7)(B) proposes that the chairman of the  
15 Alaska Transportation Commission be paid an additional \$500 annually, pro-  
16 rated as part of the regular salary; and

17 WHEREAS Recommendation Number (7)(D) proposes to grant longevity pay  
18 increases to each commissioner of the Alaska Transportation Commission at the  
19 discretion of the governor which are equal to 3.75 per cent of the annual  
20 salary of the commissioner for each two years of service, with service accru-  
21 al beginning January 1, 1977; and

22 WHEREAS Recommendation Number (8)(A) proposes that members of the Alaska  
23 Commercial Fisheries Entry Commission be paid \$39,372 annually; and

24 WHEREAS Recommendation Number (8)(B) proposes that the chairman of the  
25 Alaska Commercial Fisheries Entry Commission be paid an additional \$500  
26 annually, prorated as part of the regular salary; and

27 WHEREAS Recommendation Number (8)(D) proposes to grant longevity pay  
28 increases to each commissioner of the Alaska Commercial Fisheries Entry  
29 Commission at the discretion of the governor which are equal to 3.75 per cent

1 of the annual salary of the commissioner for each two years of service, with  
2 service accrual beginning January 1, 1977; and

3 WHEREAS Recommendation Number (9)(A) proposes that members of the Alaska  
4 Pipeline Commission be paid \$39,372 annually; and

5 WHEREAS Recommendation Number (9)(B) proposes that the chairman of the  
6 Alaska Pipeline Commission be paid an additional \$500 annually, prorated as  
7 part of the regular salary; and

8 WHEREAS Recommendation Number (9)(D) proposes to grant longevity pay  
9 increases to each commissioner of the Alaska Pipeline Commission at the dis-  
10 cretion of the governor which are equal to 3.75 per cent of the annual salary  
11 of the commissioner for each two years of service, with service accrual  
12 beginring January 1, 1977; and

13 WHEREAS Recommendation Number (10)(A) of the Salary Commission proposes  
14 to confirm the annual salary of supreme court judges at \$52,992; and

15 WHEREAS Recommendation Number (11)(A) of the Salary Commission proposes  
16 to confirm the annual salary of the superior court judges at \$48,576; and

17 WHEREAS Recommendation Number (12)(A) of the Salary Commission proposes  
18 to confirm the annual salary of district court judges at \$41,068; and

19 WHEREAS Recommendation Number (13)(A) proposes that state legislators be  
20 paid an annual salary of \$11,750; and

21 WHEREAS Recommendation Number (13)(B) proposes that the president of the  
22 senate and the speaker of the house each receive an additional \$500 per year  
23 payable on the opening day of each regular session of the legislature or upon  
24 confirmation by the House or Senate after the opening of a regular session of  
25 the legislature; and

26 WHEREAS Recommendation Number (13)(D) proposes that legislators receive  
27 an annual allowance of \$4,000; and

28 WHEREAS Recommendation Number (13)(F) proposes that legislators receive  
29 per diem at the same rate as state employees, including regional variations

1 where applicable; legislators who do not live in their city of residence  
2 during regular or special legislative sessions will receive per diem at the  
3 short term rate; interim committee work should be paid at the short-term per  
4 diem rate; however, per diem is to be paid at the long-term (lower) rate if  
5 legislators are able to stay in their city of residence while on legislative  
6 business;

7 BE IT RESOLVED that the Alaska State Legislature approves the listed  
8 Recommendations in the language and form stated in this resolution; and be it

9 FURTHER RESOLVED that those parts of Recommendation 13 which are not  
10 quoted above are considered by the legislature to be beyond the authority of  
11 the Salary Commission, are therefore not part of a proper Recommendation, and  
12 are not approved.

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• HB 676

(H) State Affairs

then Finance

Introduced: 1/24/78  
Referred: State Affairs and  
Finance

1 IN THE HOUSE

BY HAUGEN, CHATTERTON, FREEMAN,  
NAKAK AND RHODE

2 HOUSE BILL NO. 676

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 compensation of certain public  
7 officers; and providing for an effective date."

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

9 \* Section 1. AS 39.23.060 is amended to read:

10 Sec. 39.23.060. REVIEW OF COMPENSATION AND BENEFITS; OFFICERS  
11 COVERED. The commission shall conduct an on-going review of compensa-  
12 tion and retirement benefits for members of the legislature; the gover-  
13 nor; the lieutenant governor; commissioners, deputy commissioners, and  
14 division directors of each executive department; [MEMBERS OF THE ALASKA  
15 PUBLIC UTILITIES COMMISSION; MEMBERS OF THE ALASKA PIPELINE COMMISSION;  
16 MEMBERS OF THE ALASKA TRANSPORTATION COMMISSION; MEMBERS OF THE ALASKA  
17 COMMERCIAL FISHERIES ENTRY COMMISSION;] and the judiciary, to determine  
18 the appropriateness of compensation and benefits.

19 \* Sec. 2. AS 39.27.011(b) is amended to read:

20 (b) The salary schedule set out in (a) of this section has no  
21 effect upon other provisions of law specifying the salary of the governor,  
22 lieutenant governor, legislators, judicial officers as defined in AS 22.-  
23 20.010, and department heads [, AND MEMBERS OF THE ALASKA PUBLIC UTILI-  
24 TIES COMMISSION, THE ALASKA TRANSPORTATION COMMISSION, THE ALASKA PIPE-  
25 LINE COMMISSION, OR THE ALASKA COMMERCIAL FISHERIES ENTRY COMMISSION].

26 \* Sec. 3. AS 16.43.060 is amended to read:

27 Sec. 16.43.060. COMPENSATION OF MEMBERS OF THE ALASKA COMMERCIAL  
28 FISHERIES ENTRY COMMISSION. Members of the commission are in the exempt  
29 service and shall receive an annual salary set by AS 39.27.011(a) for

1     Range 27, Step C of the state pay plan [AS ESTABLISHED UNDER AS 39.23].

2     \* Sec. 4. AS 42.05.091 is amended to read:

3             Sec. 42.05.091. COMPENSATION OF MEMBERS OF THE ALASKA PUBLIC  
4 UTILITIES COMMISSION. Members of the commission are in the exempt  
5 service and shall receive an annual salary set by AS 39.27.011(a) for  
6 Range 27, Step C of the state pay plan [AS ESTABLISHED UNDER AS 39.23].

7     \* Sec. 5. AS 42.06.090 is amended to read:

8             Sec. 42.06.090. COMPENSATION OF MEMBERS OF THE ALASKA PIPELINE  
9 COMMISSION. Members of the commission are in the exempt service de-  
10 scribed in AS 39.25 and receive an annual salary set by AS 39.27.011(a)  
11 for Range 27, Step C of the state pay plan [AS ESTABLISHED UNDER AS 39.-  
12 23].

13     \* Sec. 6. AS 42.07.071 is amended to read:

14             Sec. 42.07.071 COMPENSATION OF MEMBERS OF THE ALASKA TRANSPORTA-  
15 TION COMMISSION. The commissioners are in the exempt service under  
16 AS 39.25 and shall receive an annual salary set by AS 39.27.011(a) for  
17 Range 27, Step C of the state pay plan [AS ESTABLISHED UNDER AS 39.23].

18     \* Sec. 7. This Act takes effect July 1, 1978.

HB 676

SB 173

Dear John,

Sorry I didn't get to see you before the session commenced but . . . . .

First, as I told Chuck on the phone, your performance at Stutter was a smash - the "best guest speaker" we've ever had & yet the very female chauvinistic teacher. Philip was delighted & a bit embarrassed that the youngsters were not more attentive initially.

Second - enclosed is a copy of a bill that should be introduced by Zigler & possibly others. It puts the salary of all regulatory commissioners at a range level rather than defining the number by statute. The rationale is that this method of determining salary does provide a mechanism for a cost of living increase that <sup>classified + part-time except</sup> all state employees receive. Hope you can support the concept.

It's my turn to buy lunch - will call when I am down

HOUSE BILL NO.

IN THE LEGISLATURE OF THE STATE OF ALASKA

TENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act relating to the compensation of certain public officers; and providing for an effective date."

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

\* Section 1. AS 39.23.060 is amended to read:

Sec. 39.23.060. REVIEW OF COMPENSATION AND BENEFITS; OFFICERS COVERED. The commission shall conduct an on-going review of compensation and retirement benefits for members of the legislature; the governor; the lieutenant governor; commissioners, deputy commissioners, and division directors of each executive department; [MEMBERS OF THE ALASKA PUBLIC UTILITIES COMMISSION; MEMBERS OF THE ALASKA PIPELINE COMMISSION; MEMBERS OF THE ALASKA TRANSPORTATION COMMISSION; MEMBERS OF THE ALASKA COMMERCIAL FISHERIES ENTRY COMMISSION;] and the judiciary, to determine the appropriateness of compensation and benefits.

\* Sec. 2. AS 16.43.060 is amended to read:

Sec. 16.43.060. COMPENSATION OF MEMBERS OF THE ALASKA COMMERCIAL FISHERIES ENTRY COMMISSION. Members of the commission are in the exempt service and shall receive an initial annual salary as established under AS 39.27.011(a) for Range 27 of the state pay plan, subject to merit increases approved by the governor [AS 39.23].

\* Sec. 3. AS 42.05.091 is amended to read:

Sec. 42.05.091. COMPENSATION OF MEMBERS OF THE ALASKA PUBLIC UTILITIES COMMISSION. Members of the commission are in the exempt service and shall receive an initial annual salary as established under AS 39.27.011(a) for Range 27 of the state pay plan, subject to merit

235736 42.51  
- 119 -

increases as approved by the governor [AS 39.23].

\* Sec. 4. AS 42.06.090 is amended to read:

Sec. 42.06.090. COMPENSATION OF MEMBERS OF THE ALASKA PIPELINE COMMISSION. Members of the commission are in the exempt service described in AS 39.25 and receive an annual salary as established under AS 39.27.011(a) for Range 27 of the state pay plan, subject to merit increases as approved by the governor [AS 39.23].

\* Sec. 5. AS 42.07.071 is amended to read:

Sec. 42.07.071 COMPENSATION OF MEMBERS OF THE ALASKA TRANSPORTATION COMMISSION. The commissioners are in the exempt service under AS 39.25 and shall receive an annual salary as established under AS 39.27.011(a) for Range 27 of the state pay plan, subject to merit increases as approved by the governor [AS 39.23].

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

- John - Regarding  
SB173 - Pipeline  
Commissioner Compensation  
- there is no bill for  
APUC or ATC

Judy

Roe is a  
bill for  
Code Revision  
Commission  
SB136

COMMITTEE REPORT

2/21/77

SENATE

\_\_\_\_\_ Date

Mr. President:

The Committee on FINANCE has had SB 173  
compensation of members of Alaska Pipeline Commission  
under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that  
CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_  
committee
- reports it back without recommendation
- AND attaches a report of its intent
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_ Chairman

Introduced: 2/21/77  
Referred: Finance

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 SENATE BILL NO. 173

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to compensation of members of the  
7 Alaska Pipeline Commission."

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

9 \* Section 1. AS 42.06.090 is repealed and re-enacted to read:

10 Sec. 42.06.090. COMPENSATION OF MEMBERS OF THE ALASKA PIPELINE  
11 COMMISSION. Members of the commission are in the exempt service under  
12 AS 39.25 and receive an annual salary equal to that of a superior court  
13 judge.

ALASKA STATE LEGISLATURE

TENTH Legislature FIRST Session

SENATE BILL NO. 173

By THE JUDICIARY COMMITTEE

"An Act relating to compensation of members of the Alaska Pipeline Commission."

Alaska Pipeline Commission

Introduced in the Senate 2/21/77, 1977

HISTORY IN THE SENATE

19 77

2 21

Read first time and referred to Committee on

FINANCE

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused

Reconsideration

PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused

Reported correctly engrossed  
Signed by President  
Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused

Reconsideration

PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused

Reported correctly engrossed  
Signed by Speaker  
Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Received from House

Reported correctly enrolled

Sent to Governor

..... By Governor

Filed with Lt. Governor

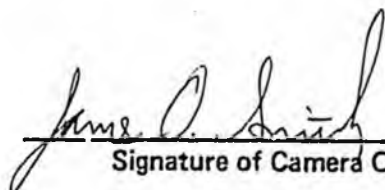
Chapter No. ....

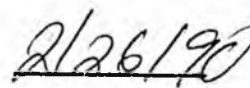


# RECORDS CERTIFICATION



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

  
\_\_\_\_\_  
Signature of Camera Operator

  
\_\_\_\_\_  
Date

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 175  
 Title An Act Relating to Definition of Base Salary Under TRS  
 Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

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

EXPENDITURES (Thousands of Dollars)

|                          | FY 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. |       |       | 21.4  | 23.5  | 25.9  | 28.5  |
| 100 BENEFITS             |       |       | 4.9   | 5.4   | 6.0   | 6.6   |
| TOTAL                    | -0-   | -0-   | 26.3  | 28.9  | 31.9  | 35.1  |

FUNDING (Thousands of Dollars)

|                 |  |  |      |      |      |      |
|-----------------|--|--|------|------|------|------|
| GENERAL FUND    |  |  | 26.3 | 28.9 | 31.9 | 35.1 |
| FEDERAL FUNDS   |  |  |      |      |      |      |
| OTHER (Specify) |  |  |      |      |      |      |
|                 |  |  |      |      |      |      |

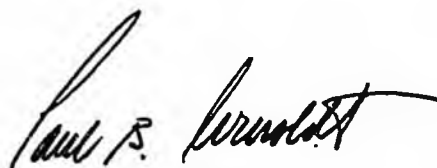
POSITIONS

NONE

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL TIME |  |  |  |  |  |  |
| PART TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

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

1. Estimate FY 79 covered TRS payroll to be \$214,000,000.
2. Estimate future covered payrolls will increase at 10% annually.
3. Approximately 50 persons receive disability retirement benefits.
4. Increase in combined TRS State Match and employer contribution rate would be .02%.



IV. DATE 1/24/78 PREPARED BY Paul B. Arnoldt  
 AGENCY Division of Retirement and Benefits  
 PHONE 465-4460

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

## ATTACHMENT

Bill/Resolution No. SB 175ASSUMPTIONS:

|  |   |               |
|--|---|---------------|
| 1. Estimated FY79 Payroll (Total System) | = | \$214,000,000 |
| 2. State Contribution Rate to Fund Bill  | = | .01 %         |
| 3. State TRS Matching Rate to Fund Bill  | = | .01 %         |
| 4. School District Rate to Fund Bill     | = | .01 %         |

COST ANALYSIS:

| <u>Employer</u>              | <u>Payroll</u> |   | <u>Rate</u> | <u>Cost</u>     | <u>Appropriation</u> |
|------------------------------|----------------|---|-------------|-----------------|----------------------|
| 1. Department of Education   | \$ 5,800,000   | X | .01 %       | \$ 580          | To Their Budget      |
| 2. University of Alaska      | \$ 43,500,000  | X | .01 %       | \$ 4,350        | To Their Budget      |
|                              |                |   |             | \$ 4,930        |                      |
| 3. State TRS Matching        | \$214,000,000  | X | .01 %       | \$21,400        | To TRS Match         |
| 4. State TRS Regular Budget: |                |   |             |                 |                      |
| Personal Services            |                |   |             | \$ -0-          | To Personal Services |
| Travel                       |                |   |             | \$ -0-          | To Travel            |
| Contractual                  |                |   |             | \$ -0-          | To Contractual       |
| Equipment                    |                |   |             | \$ -0-          | To Equipment         |
|                              |                |   |             |                 |                      |
|                              |                |   |             | <u>\$26,330</u> |                      |
|                              |                |   |             |                 |                      |
| 5. All School Districts      | \$164,700,000  | X | .01 %       | \$16,470        |                      |
|                              |                |   |             |                 |                      |
|                              |                |   |             | <u>\$42,800</u> |                      |

REMARKS:

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill 175  
 Title An act relating to definition of base salary under TRS  
 Requested by Senate Finance Date 4/11/77

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits  
 Program Category Affected Education  
 Budget Request Unit(s) Affected DOE, U of A, and Teachers Match

EXPENDITURES (Thousands of Dollars)

|                          | FY 77 | FY 78  | FY 79  | FY 80                    | FY 81 | FY 82 |
|--------------------------|-------|--------|--------|--------------------------|-------|-------|
| 100 PERSONAL SERVICES    | 0     | 0      | 0      |                          |       |       |
| 200 TRAVEL               | 0     | 0      | 0      |                          |       |       |
| 300 CONTRACTUAL          | 0     | 0      | 0      |                          |       |       |
| 400 COMMODITIES          | 0     | 0      | 0      |                          |       |       |
| 500 EQUIPMENT            | 0     | 0      | 0      |                          |       |       |
| 600 LAND & STRUCTURES    | 0     | 0      | 0      |                          |       |       |
| 700 GRANTS, CLAIMS, ETC. | 0     | 64.2   | 71.9   | Increase @ 12% per year. |       |       |
| 100 BENEFITS             | 0     | 12.5   | 14.0   | Increase @ 12% per year. |       |       |
| TOTAL                    | 0     | \$76.7 | \$85.9 | Increase @ 12% per year. |       |       |

FUNDING (Thousands of Dollars)


|                 |   |      |      |                          |
|-----------------|---|------|------|--------------------------|
| GENERAL FUND    | 0 | 76.7 | 85.9 | Increase @ 12% per year. |
| FEDERAL FUNDS   | 0 | 0    | 0    |                          |
| OTHER (Specify) | 0 | 0    | 0    |                          |
|                 |   |      |      |                          |

POSITIONS

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

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

1. Estimated covered payroll for FY 78 is \$214,000,000.
2. Contribution rate for State (including TRS match) will increase by .06% of covered pay.
3. Payroll estimated to increase about 12% per annum.
4. See attachment for cost analysis.

IV. DATE April 12, 1977 PREPARED BY   
 AGENCY Division of Retirement & Benefits  
 PHONE 465-4460  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

## ATTACHMENT

Bill/Resolution No. SB 175ASSUMPTIONS:

|  |   |               |
|--|---|---------------|
| 1. Estimated FY78 Payroll (Total System) | = | \$214,000,000 |
| 2. State Contribution Rate to Fund Bill  | = | .03 %         |
| 3. State TRS Matching Rate to Fund Bill  | = | .03 %         |
| 4. School District Rate to Fund Bill     | = | .03 %         |

COST ANALYSIS:

| <u>Employer</u>             | <u>Payroll</u> | <u>Rate</u> | <u>Cost</u>      | <u>Appropriation</u>  |
|-----------------------------|----------------|-------------|------------------|-----------------------|
| 1. Department of Education  | \$ 3,600,000   | X .03 %     | \$ 1,080         | To Their Budget       |
| 2. University of Alaska     | \$ 38,000,000  | X .03 %     | \$ 11,400        | To Their Budget       |
| 3. State TRS Matching       | \$214,000,000  | X .03 %     | \$ 64,200        | To TRS Match          |
| 4. State TRS Regular Budget |                |             |                  |                       |
| Personnel Services          |                |             | \$ -0-           | To Personnel Services |
| Travel                      |                |             | \$ -0-           | To Travel             |
| Contractual                 |                |             | \$ -0-           | To Contractual        |
| Equipment                   |                |             | \$ -0-           | To Equipment          |
|                             |                |             | <u>\$ 76,680</u> |                       |
| COST TO STATE IN FY78       |                |             |                  |                       |
| 5. All School Districts     | \$172,400,000  | X .03 %     | <u>\$ 51,720</u> |                       |
| TOTAL COST IN FY78          |                |             | <u>\$128,400</u> |                       |

REMARKS:



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

February 8, 1977

*Kathy  
for all  
retirement  
fills*

The Honorable John L. Rader  
President of the Senate  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Dear Mr. President:

Last year when I vetoed SB 48, "Teachers Post-Retirement Pension Adjustment", I stated that I would propose legislation dealing with post-retirement pension adjustments in both the Teachers and the Public Employees Retirement Systems. I believe that it would be desirable to consider a provision for automatic pension increases to at least partially offset the impact of inflation on retired public servants. However, to enact legislation which annually recognizes the increases in the cost of living is extremely expensive and deserves very careful scrutiny.

I have conferred with the Division of Retirement and Benefits on several occasions in an effort to design a proposal which would not only provide for automatic pension adjustments but which would also prove affordable for all employers and employees in the two systems. Much to my astonishment, the preliminary statistical data which I have seen suggests that in terms of the long-term fiscal implications perhaps the State of Alaska has already reached the upper limits of affordable retirement benefits. Retirement benefits have not only kept up with inflation but have exceeded it, as evidenced by the data which is attached. In view of this information, I feel that during this legislative session it would be fiscally irresponsible to introduce or support any legislation which provides for an automatic post-retirement pension adjustment.

I sought various methods of increasing benefits which would not impact the state treasury this year when we can least afford it. One approach which I seriously considered would have provided for a modest 1 1/2 per cent benefit increase per year in both the TRS and PERS. And yet, even by requiring an additional 1 per cent increase in employee contributions, that proposal would cost the state in excess of \$4 million dollars in FY78 and an increasing amount each year thereafter.

February 8, 1977

The reason for such tremendous costs are clear; the current recipients will not have made any additional contributions for such increased benefits. Thus, the costs must be subsidized by state dollars and the contributions of current employees. I am not yet convinced that any such approach is affordable for either employer or employee in light of our tight financial picture this year.

As you know, according to the Constitution, benefits granted to public employees under the retirement systems in the state may not be diminished or impaired. Preliminary information indicates that at the current benefit levels under PERS and TRS, the state is already committed to making contributions of approximately \$3 billion dollars between this year and the year 2000. To declare that, the state is on the brink of financial disaster due to its obligations to the retirement system is not warranted by any means at this time; however, the continuing practice of piecemeal benefit improvements could, in the relatively near future, fulfill such a prophecy.

Since the inception of the Teachers and Public Employees Retirement Systems, there have been a myriad of amendments which have resulted in improved benefits. Rarely, if ever, have such proposals been evaluated for more than the incremental cost-implications associated with the specific amendment offered. Rarely have we investigated the impact of these alterations in the retirement systems on the political subdivisions whose retirement programs are tied to the state's. Even if we are approaching a period of relative wealth at the state level, it is unfair for us to ignore the pressure these increased costs put on the municipalities' and school districts' budgets. We need to spend time evaluating their needs and capabilities as well as the state's.

I believe for the benefit of present and future taxpayers, and employees, the time has arrived for both the administration and the legislature to take a hard look at the "overall financial picture" of the retirement systems sponsored by the state. I seek your assistance in arriving at a responsible retirement policy, based on what we can afford now and in the future.

With your concurrence, I propose the following:

1. That we consider a moratorium during the current session on all retirement except those bills which have no cost impact.

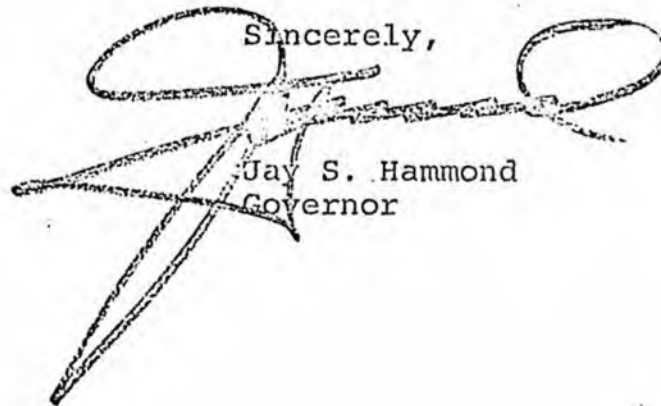
February 8, 1977

2. That you consider creating a standing subcommittee of first referral within each house of the legislature for all retirement legislation. (Presently PERS legislation is given to State Affairs and TRS legislation is given to HESS in both houses.)
3. That we establish a legislative-executive-employee working group to review the financial soundness and benefit structure of all state-sponsored retirement systems. This group should have representation from the legislature, executive branch, public employee groups, political subdivisions included in our retirement system, and members of the public.

In my judgment the adoption of these proposals will result in a greater familiarity and awareness on the part of the public, the administration and the legislature of the present commitments to the retirement systems and an appreciation of what alternatives are available which can be afforded in the future.

Please let me have your thoughts on these suggestions.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jay S. Hammond", is written over the typed name. The signature is stylized with large loops and a long horizontal stroke.

Jay S. Hammond  
Governor

Introduced: 2/22/77  
Referred: Health, Education &  
Social Services and Finance

BY HUBER, BRADLEY, CROFT  
AND HACKNEY

1 IN THE SENATE

2 SENATE BILL NO. 175

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the definition of base salary in  
7 the computation of teachers' service retirement  
8 salaries."

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

10 \* Section 1. AS 14.25.120(c)(1) is amended to read:

11 (1) If the teacher is eligible for normal retirement as of  
12 the date on which the application for a retirement salary is filed and  
13 has paid into the retirement fund the full amount of his indebtedness,  
14 his annual retirement salary is two per cent of his average base salary  
15 during any three of the last 10 years of membership service multiplied  
16 by the total number of years of creditable service, including credited  
17 fractional years. If a teacher's last 10 years of membership service  
18 include a period in which the teacher received a disability retirement  
19 salary, the base salary for that period shall be the teacher's base  
20 salary immediately before becoming disabled.

21 \* Sec. 2. AS 14.25.220(2) is amended to read:

22 (2) "base salary" or "basic salary" means any remuneration  
23 accrued under a contract to a teacher for professional services rendered  
24 during any school year or, for any period in which a teacher is re-  
25 ceiving a disability retirement salary, the rate of remuneration re-  
26 ceived in the year before the disability; for purposes of sec. 50 of  
27 this chapter, base salary accrued includes any payments made after  
28 June 30 of a school year for services rendered before the end of the  
29 school year;

#

1-30-78 . Judy

SB 175:

Division of Retirement is against it because it is not in accord w. the way salaries are computed - disability pay is a benefit funded by employer. Retirement does not feel benefit should be added to that. Change would be as follows:

|         | <u>Now</u> |            | SB 175          |
|---------|------------|------------|-----------------|
| Year 16 | 16.0       | } = 54.0   | 16.0            |
| Year 17 | 18.0       |            | 18.0            |
| Year 18 | 20.0       |            | 20.0 x 3 = 60.0 |
| Year 19 | 10.0       | } disabled | 10.0            |
| Year 20 | 10.0       |            | 10.0            |

Now, benefits are calculated on 3 highest years (average 18.0). Under SB 175 last high year would be multiplied by 3 (average 20.0)

Reference fiscal note of 1-24-78

~~Disc~~

Computer-generated figure based  
on actuarial estimates rounded  
down to .01% (1/10 of 1%)

Based on numbers of  
people who are retired  
& under disability  
benefits and increases  
which would result  
from this bill to  
those benefits.

Judy 1-27-78

# COMMITTEE REPORT

## SENATE

3/3/77

\_\_\_\_\_ Date

Mr. President:

The Committee on FINANCE has had SB 175 definition of base salary in computation of teachers' service retirement salaries under consideration. A majority of the members of the Committee

recommends it do pass

recommends it do not pass

recommends it do pass with attached amendment(s)

recommends it be replaced with CS for \_\_\_\_\_ and that  
CS for \_\_\_\_\_ do pass

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

reports it back without recommendation

AND attaches a report of its intent

(other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends: \_\_\_\_\_  
\_\_\_\_\_ recommends: \_\_\_\_\_  
\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_  
Chairman

COMMITTEE REPORT

SENATE

**\*\*Finance**

2/22/77

3-2-77 Date

Mr. President:

HEALTH, EDUCATION AND  
SOCIAL SERVICES

The Committee on \_\_\_\_\_ has had SB 175

definition of base salary in computation of teachers' service retirement salaries under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_ committee
- reports it back without recommendation
- AND attaches a report of its intent
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

Wm. E. Bradley \_\_\_\_\_

W. L. Willis \_\_\_\_\_

Patrick Rooney \_\_\_\_\_

\_\_\_\_\_

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_ recommends: \_\_\_\_\_

Stewart Hackney  
Chairman

Introduced: 2/22/77  
Referred: Health, Education &  
Social Services and Finance

BY HUBER, BRADLEY, CROFT  
AND HACKNEY

1 IN THE SENATE

2 SENATE BILL NO. 175

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the definition of base salary in  
7 the computation of teachers' service retirement  
8 salaries."

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

10 \* Section 1. AS 14.25.120(c)(1) is amended to read:

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12 the date on which the application for a retirement salary is filed and  
13 has paid into the retirement fund the full amount of his indebtedness,  
14 his annual retirement salary is two per cent of his average base salary  
15 during any three of the last 10 years of membership service multiplied  
16 by the total number of years of creditable service, including credited  
17 fractional years. If a teacher's last 10 years of membership service  
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24 during any school year or, for any period in which a teacher is re-  
25 ceiving a disability retirement salary, the rate of remuneration re-  
26 ceived in the year before the disability; for purposes of sec. 50 of  
27 this chapter, base salary accrued includes any payments made after  
28 June 30 of a school year for services rendered before the end of the  
29 school year;

ALASKA STATE LEGISLATURE

TENTH Legislature FIRST Session

SENATE BILL NO. 175  
By HUBER, BRADLEY, CROFT  
AND HACKNEY

"An Act relating to the definition of base salary in the computation of teachers' service retirement salaries."

teachers' retirement salaries

Introduced in the Senate 2/22/1977

HISTORY IN THE SENATE

|                 |  |                 |                |      |                |      |      |        |        |         |         |         |         |
|-----------------|--|-----------------|----------------|------|----------------|------|------|--------|--------|---------|---------|---------|---------|
| 19 77           | Read first time and referred to Committee on <i>HESS &amp; FINANCE</i>   |                 |                |      |                |      |      |        |        |         |         |         |         |
| 2 22            |  |                 |                |      |                |      |      |        |        |         |         |         |         |
| 3 5             | Reported back with <i>HESS</i> recommendation that <i>to pass</i>  |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | Read second time and   |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | Read third time and  |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | <table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>   | PASS            | Effective Date | Yeas | Yeas           | Nays | Nays | Absent | Absent | Excused | Excused |         |         |
| PASS            | Effective Date   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Yeas            | Yeas   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Nays            | Nays   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Absent          | Absent   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Excused         | Excused  |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | <table border="0"> <tr> <td colspan="2">Reconsideration</td> </tr> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table> | Reconsideration |                | PASS | Effective Date | Yeas | Yeas | Nays   | Nays   | Absent  | Absent  | Excused | Excused |
| Reconsideration |  |                 |                |      |                |      |      |        |        |         |         |         |         |
| PASS            | Effective Date   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Yeas            | Yeas   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Nays            | Nays   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Absent          | Absent   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Excused         | Excused  |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | Reported correctly engrossed<br>Signed by President<br>Sent to House   |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | SECRETARY OF THE SENATE  |                 |                |      |                |      |      |        |        |         |         |         |         |

HISTORY IN THE HOUSE

|                 |  |                 |                |      |                |      |      |        |        |         |         |         |         |
|-----------------|--|-----------------|----------------|------|----------------|------|------|--------|--------|---------|---------|---------|---------|
| 19              | Read first time and referred to Committee on   |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | Reported back with recommendation that   |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | Read second time and   |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | Read third time and  |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | <table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>   | PASS            | Effective Date | Yeas | Yeas           | Nays | Nays | Absent | Absent | Excused | Excused |         |         |
| PASS            | Effective Date   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Yeas            | Yeas   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Nays            | Nays   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Absent          | Absent   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Excused         | Excused  |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | <table border="0"> <tr> <td colspan="2">Reconsideration</td> </tr> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table> | Reconsideration |                | PASS | Effective Date | Yeas | Yeas | Nays   | Nays   | Absent  | Absent  | Excused | Excused |
| Reconsideration |  |                 |                |      |                |      |      |        |        |         |         |         |         |
| PASS            | Effective Date   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Yeas            | Yeas   |                 |                |      |                |      |      |        |        |         |         |         |         |
| Nays            | Nays   |                 |                |      |                |      |      |        |        |         |         |         |         |
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| Excused         | Excused  |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | Reported correctly engrossed<br>Signed by Speaker<br>Returned to Senate  |                 |                |      |                |      |      |        |        |         |         |         |         |
|                 | CHIEF CLERK OF THE HOUSE   |                 |                |      |                |      |      |        |        |         |         |         |         |

HISTORY IN THE SENATE

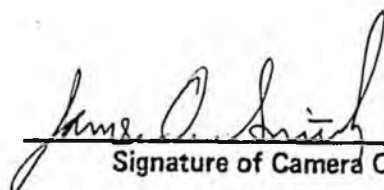
|    |                             |
|----|-----------------------------|
| 19 | Received from House         |
|    | Reported correctly enrolled |
|    | Sent to Governor            |
|    | ..... By Governor           |
|    | Filed with Lt. Governor     |
|    | Chapter No. ....            |

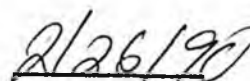


# RECORDS CERTIFICATION



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

  
\_\_\_\_\_  
Signature of Camera Operator

  
\_\_\_\_\_  
Date

COMMITTEE REPORT  
SENATE

3/17/77

September 15, 1977 Date

Mr. President:

The Committee on Finance has had SR 176  
~~power s & organizations to cope with natural and man-made disasters~~  
under consideration. A majority of the members of the Committee

- recommends it do pass
- recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_ and that  
CS for \_\_\_\_\_ do pass
- (and) recommends it be referred to the \_\_\_\_\_  
committee
- reports it back without recommendation
- AND attaches a report of its intent
- (other) \_\_\_\_\_

MEMBERS SIGNING THE MAJORITY REPORT:

|       |                    |       |
|-------|--------------------|-------|
| _____ | <u>Phillips</u>    | _____ |
| _____ | _____              | _____ |
| _____ | <u>Mr. Roberts</u> | _____ |
| _____ | _____              | _____ |

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_ recommends: \_\_\_\_\_

\_\_\_\_\_  
Chairman

February 21, 1977

The Honorable John L. Rader  
President of the Senate  
Alaska State Legislature  
Juneau, Alaska 99811

Dear Mr. President:

Under the authority of art. III, sec. 18 of the Alaska Constitution, and in accordance with AS 24.30.060 (h) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill relating to disaster relief. The bill is based on and is substantially similar to the "Example State Disaster Act of 1972", prepared by the Disaster Project of the Council of State Governments under contract with the Office of Emergency Preparedness, Executive Office of the President.

Whatever the need for comprehensive state disaster legislation may have been in the past, the need has been substantially increased by the passage of the federal "Disaster Relief Act Amendments of 1974", P.L. 93-286. Not only is the purpose of that Act to increase state participation and responsibility in the area of disaster relief, but various types of assistance available to states under the Act are contingent upon the adoption of a disaster program by a requesting state.

For example, section 201(c) of the new federal disaster law provides for granting \$250,000 to assist a state in the development of disaster preparedness and response plans and programs, but requires that an agency be selected to administer the disaster program and that a state disaster plan be submitted to the President in order to qualify for the grant.

AS 26.23, as proposed in sec. 3 of the attached bill, would establish the responsibility of the governor in

disaster situations and delineate the powers to be available to him. As a part of these powers, subsection (g) (1) of AS 26.23.020 grants to the governor the authority to suspend any regulatory statute, order or regulation of a state agency which adversely affects the state's ability to respond to a disaster emergency. The provision recognizes that in an emergency situation, time constraints may not allow the state to comply with regulatory procedures and still respond effectively to a disaster emergency.

Proposed AS 26.23.030 would legislatively establish the Alaska Division of Emergency Services. This division would replace the present Alaska Disaster Office, an office which presently exists only by administrative order. Proposed AS 26.23.040 delineates the duties and powers of the Alaska Division of Emergency Services. Central to the duties of the division are the establishment of a state disaster plan and the coordination and development of local and regional disaster plans required by the federal and proposed state disaster laws.

The funding of disaster relief efforts is addressed in AS 26.23.050 in the bill. This proposal establishes the sources of funds for disaster relief efforts in order of their priority. In addition to the funds appropriated to the agencies responding to a disaster and those available in the Disaster Relief Fund, the governor is granted the authority to transfer and expend money appropriated for other purposes. This provision takes precedence over AS 37.07.080(e) which presently prohibits such transfers. In addition, section 26.23.050 permits the governor to borrow necessary funds from any source for the purpose of "natural disasters" -- a phrase used in Article IX, Section 8 of the Alaska Constitution (which allows borrowing without ratification by the voters for natural disasters).

Proposed AS 26.23.080 to 26.23.110 are self-explanatory, are directly keyed to specific provisions of the Federal Disaster Relief Act Amendments of 1974 and have been recommended by the Council of State Government's Disaster Project as supplements to the original Example State Disaster Act of 1972.

Proposed AS 26.23.130 would enact into law the Interstate Civil Defense and Disaster Compact. This compact addresses both military and non-military disasters. The compact establishes the legal basis for interstate cooperation in the area of disaster assistance, provides for the limitation of liability of, and the granting of compensation to, assisting states and provides the foundation for the coordination of interstate disaster plans and procedures. It has been adopted by a substantial number of states, although some states have limited its application to bordering states only. The compact and the rest of the Alaska Disaster Act, enacted in Section 3 of the bill, are to be administered by the Department of Military Affairs.

With regard to the financing of disaster efforts, secs. 4 and 5 of the bill propose amendments to AS 44.19.171(b) and AS 44.19.171(c). These amendments would increase the amount of money which the governor may spend for disaster prevention or relief without additional legislative authorization, from \$500,000 and \$250,000 to \$1,000,000 and \$500,000, respectively.

The civil defense statute (AS 26.20) and the Disaster Relief Fund statute (As 44.19.171 et seq.) are presently the only laws of Alaska addressing the issue of disaster prevention, preparedness, response, and recovery. The former of these laws is primarily concerned with military or para-military disasters, though it could be interpreted to extend to non-military disasters as well. Use of the Disaster Relief Fund is presently limited to "natural" disasters, and then only to provide limited funds in certain situations. In an effort to delineate precisely to which situations the civil defense statute applies and those to which the Disaster Relief Act would apply, the term "disaster", as used in the proposed disaster Act, has been defined to include only those disasters resulting from natural or non-military, man-made causes (AS 26.23.230(1)). In addition, Section 2 of the proposed Act would amend AS 26.20.010(a) to limit the coverage of the civil defense statute to military or para-military situations.

The Interstate Civil Defense and Disaster Compact, however, is to be applicable to both military and non-military disasters.

Sections 6 through 10 of the proposed Act offer amendments to AS 44.19.171, et seq., which would delete the word "natural" wherever it appears in those statutes. These amendments are suggested as a result of problems such as those encountered during the Bristol Bay Disaster of 1974. Much discussion occurred at that time as to whether the Bristol Bay disaster was a "natural" disaster or a disaster resulting from man-made causes. Because of these discussions, valuable time was lost in responding to the needs of the people of the area. The cause of a disaster is somewhat irrelevant when the purpose of the law is to eradicate the burdens which befall victims as a consequence of a disaster. It is therefore proposed that the "natural/man-made" dichotomy be eliminated from Alaska statutes.

Article 7 of the proposed Interstate Civil Defense and Disaster Compact (AS 26.23.130) requires that each state adopting the compact provide for injury and death compensation for its civil defense forces rendering assistance under the compact outside of their home state. Therefore, sec. 1 of this bill proposes that Alaska civil defense and disaster forces, engaged in activities outside of Alaska in accordance with the compact, be considered "state employees" for purposes of Alaska's workmen's compensation law.

Sincerely,

Jay S. Hammond  
Governor

Introduced: 2/22/77  
Referred: State Affairs  
and Finance

1 IN THE SENATE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 176

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to powers and organization to cope  
7 with natural and man-made disasters; and providing  
8 for an effective date."

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

10 \* Section 1. AS 23.30 is amended by adding a new section to read:

11 Sec. 23.30.244. CIVIL DEFENSE AND DISASTER RELIEF FORCES AS  
12 STATE EMPLOYEES. A resident of Alaska temporarily engaged in a civil  
13 defense or disaster relief function in another state or country under  
14 the provision of AS 26.23.130 is considered an employee of the state  
15 for purposes of this chapter.

16 \* Sec. 2. AS 26.20.010(a) is amended to read:

17 (a) Because of the national emergency and the possibility of  
18 disasters or emergencies resulting from enemy attack, sabotage or  
19 other hostile action, and in order to insure adequate preparations for  
20 such disasters or emergencies, and generally to provide for the common  
21 defense [AND TO INSURE THE PUBLIC PEACE, HEALTH, AND SAFETY, AND TO  
22 PRESERVE THE LIVES AND PROPERTY OF THE PEOPLE OF THE STATE], it is  
23 found and declared to be necessary

24 (1) to provide for a state civil defense agency, and to  
25 authorize the creation of local organizations for civil defense;

26 (2) to confer upon the governor and upon the executive  
27 heads of the districts of the state the emergency powers provided in  
28 this chapter;

29 (3) to provide for mutual aid among the districts of the

1 state, with the other states of the United States, and with the federal  
2 government for carrying out civil defense functions;

3 (4) to authorize the establishment of organizations and  
4 taking steps as are necessary and appropriate to carry out the pro-  
5 visions of this chapter.

6 \* Sec. 3. AS 26 is amended by adding a new chapter to read:

7 CHAPTER 23. ALASKA DISASTER ACT.

8 Sec. 26.23.010. PURPOSES. The purposes of this chapter are to:

9 (1) reduce the vulnerability of people and communities of  
10 this state to damage, injury, and loss of life and property resulting  
11 from a disaster;

12 (2) prepare for the prompt and efficient rescue, care, and  
13 treatment of persons victimized or threatened by a disaster;

14 (3) provide a setting conducive to the rapid and orderly  
15 start of rehabilitation of persons and restoration of property affected  
16 by a disaster;

17 (4) clarify and strengthen the roles of the governor, state  
18 agencies, and local governments in prevention of, preparation for,  
19 response to, and recovery from a disaster;

20 (5) authorize and provide for cooperation in disaster  
21 prevention, preparedness, response, and recovery;

22 (6) authorize and provide for the coordination of activities  
23 relating to disaster prevention, preparedness, response, and recovery  
24 by agencies and officers of the state, and similar state-local, inter-  
25 state, federal-state, and foreign activities in which the state and  
26 its political subdivisions may participate; and

27 (7) assist in the prevention of disasters caused or aggra-  
28 vated by inadequate planning for, and regulation of, public and private  
29 facilities and land use.

1           Sec. 26.23.020. THE GOVERNOR AND DISASTER EMERGENCIES. (a) The  
2 governor is responsible for meeting the dangers presented by disasters  
3 to the state and its people.

4           (b) The governor may issue orders, proclamations, and regulations  
5 necessary to carry out the purposes of this chapter, and amend or  
6 rescind them. These orders, proclamations, and regulations have the  
7 force of law.

8           (c) A condition of disaster emergency shall be declared by pro-  
9 clamation of the governor if he finds that a disaster has occurred or  
10 that such an occurrence is imminent or threatened. The disaster emer-  
11 gency so declared remains in effect until the governor finds that the  
12 threat or danger has passed or the disaster has been dealt with to the  
13 extent that emergency conditions no longer exist and he terminates the  
14 disaster emergency by proclamation; but no proclamation of disaster  
15 emergency remains in effect for longer than 30 days unless renewed by  
16 the legislature. The legislature, by concurrent resolution, may termi-  
17 nate a disaster emergency at any time. All proclamations issued under  
18 this subsection shall indicate the nature of the disaster, the area or  
19 areas threatened or affected, and the conditions which have brought it  
20 about or which make possible the termination of the disaster emergency.

21           (d) An order or proclamation issued under this chapter shall be  
22 disseminated promptly by means calculated to bring its contents to the  
23 attention of the general public and, unless prevented or impeded by  
24 circumstances attendant upon the disaster, promptly filed with the  
25 Alaska Division of Emergency Services, the lieutenant governor, and  
26 the municipal clerk in the area to which it applies.

27           (e) A proclamation of a disaster emergency activates the disaster  
28 response and recovery aspects of the state, local, and interjurisdic-  
29 tional disaster emergency plans applicable to the political subdivisions

1 or areas in question, and constitutes authority for the deployment and  
2 use of any forces to which the plan or plans apply and for use or  
3 distribution of any supplies, equipment, materials, and facilities  
4 assembled, stockpiled, or arranged to be made available under this  
5 chapter or any other provision of law relating to disaster emergency  
6 response.

7 → (f) During the effective period of a disaster emergency, the  
8 governor is commander-in-chief of the organized and unorganized  
9 militia and of all other forces available for emergency duty. To the  
10 greatest extent practicable, the governor shall delegate or assign  
11 command authority by prior arrangement embodied in appropriate orders  
12 or regulations, but this does not restrict his authority to do so by  
13 orders issued at the time of the disaster emergency.

14 (g) In addition to any other powers conferred upon the governor  
15 by law, he may, under this chapter:

16 (1) suspend the provisions of any regulatory statute  
17 prescribing procedures for the conduct of state business, or the  
18 orders or regulations of any state agency, if compliance with the  
19 provisions of any such statute, order, or regulation would prevent, or  
20 substantially impede or delay action necessary to cope with the  
21 disaster emergency;

22 (2) use all available resources of the state government and  
23 of each political subdivision of the state as reasonably necessary to  
24 cope with the disaster emergency;

25 (3) transfer the direction, personnel, or functions of  
26 state departments and agencies or units of them for the purpose of  
27 performing or facilitating the performance of disaster emergency  
28 services;

29 (4) subject to any applicable requirements for compensation

1 under sec. 160 of this chapter, commandeer or utilize any private  
2 property, except for all news media other than as specifically provided  
3 for in this chapter, if he considers this necessary to cope with the  
4 disaster emergency;

5 (5) direct and compel the relocation of all or part of the  
6 population from any stricken or threatened area within the state, if  
7 he considers relocation necessary for the preservation of life or for  
8 other disaster mitigation purpose;

9 (6) prescribe routes, modes of transportation, and destina-  
10 tions in connection with necessary relocation;

11 (7) control ingress to and egress from a disaster area, the  
12 movement of persons within the area, and the occupancy of premises in  
13 it;

14 (8) suspend or limit the sale, dispensing, or transportation  
15 of alcoholic beverages, firearms, explosives, and combustibles;

16 (9) make provisions for the availability and use of temporary  
17 emergency housing; and

18 (10) allocate or redistribute food, water, fuel, or clothing.

19 Sec. 26.23.030. CREATION OF THE ALASKA DIVISION OF EMERGENCY  
20 SERVICES. There is created, in the Department of Military Affairs,  
21 the Alaska Division of Emergency Services possessing the powers and  
22 duties set out in sec. 40 of this chapter.

23 Sec. 26.23.040. DUTIES OF THE ALASKA DIVISION OF EMERGENCY  
24 SERVICES.

25 (a) The Alaska Division of Emergency Services shall prepare and  
26 maintain a state emergency plan and keep it current, which plan may  
27 include provisions for:

28 (1) prevention and minimization of injury and damage  
29 caused by disasters;

- 1 (2) prompt and effective response to disasters;
- 2 (3) emergency relief;
- 3 (4) identification of geographical areas, municipalities,
- 4 cities or villages especially vulnerable to a disaster;
- 5 (5) recommendations for zoning, building, and other land-
- 6 use controls, safety measures for securing mobile homes or other non-
- 7 permanent or semi-permanent structures, and other preventive and
- 8 preparedness measures designed to eliminate or reduce disasters or
- 9 their impact;
- 10 (6) assistance to local officials in designing local
- 11 emergency action plans;
- 12 (7) authorization and procedures for the construction of
- 13 temporary works designed to protect against or mitigate danger,
- 14 damage, or loss from a disaster;
- 15 (8) preparation and distribution to the appropriate state
- 16 and local officials of catalogs or extracts listing federal, state,
- 17 and private assistance programs;
- 18 (9) organization of manpower and chains of command;
- 19 (10) coordination of federal, state, and local disaster
- 20 activities;
- 21 (11) coordination of the state emergency plan with the
- 22 disaster plans of the federal government; and
- 23 (12) other matters necessary to carry out the purposes of
- 24 this chapter.

25 (b) The Alaska Division of Emergency Services shall play an

26 integral part in the development and revision of local and interjuris-

27 dictional disaster plans prepared under sec. 60 of this chapter. To

28 this end, it may employ or otherwise secure the services of professional

29 and technical personnel capable of providing expert assistance to

1 political subdivisions, their disaster agencies, and interjurisdictional  
2 planning and disaster agencies. These personnel shall consult with  
3 political subdivisions and agencies on a regular basis and shall make  
4 field examinations of the areas, circumstances, and conditions to  
5 which particular local and interjurisdictional disaster plans are  
6 intended to apply and may suggest or require revisions.

7 (c) In preparing and maintaining the state emergency plan, the  
8 Alaska Division of Emergency Services shall seek the advice and assist-  
9 ance of local government, business, labor, industry, agriculture,  
10 civic and volunteer organizations and community leaders. In advising  
11 local and interjurisdictional agencies, the office shall encourage  
12 them also to seek advice from these sources.

13 (d) The state emergency plan or any part of it may be incorporated  
14 in regulations or orders of the Alaska Division of Emergency Services.  
15 Regulations and orders of the Alaska Division of Emergency Services  
16 have the force and effect of law.

17 (e) The Alaska Division of Emergency Services shall:

18 (1) determine requirements of the state and its political  
19 subdivisions for food, clothing, and other necessities in the event of  
20 a disaster emergency;

21 (2) procure and pre-position supplies, medicines, materials,  
22 and equipment;

23 (3) adopt standards and requirements for local and inter-  
24 jurisdictional disaster plans;

25 (4) periodically review local and interjurisdictional  
26 disaster plans;

27 (5) provide for mobile support units;

28 (6) establish and operate, or assist political subdivisions,  
29 their disaster agencies, and interjurisdictional disaster agencies to

1 establish and operate, training and public information programs;

2 (7) make surveys of industries, resources, and facilities  
3 within the state, both public and private, as are necessary to carry  
4 out the purposes of this chapter;

5 (8) plan and make arrangements for the availability and use  
6 of any private facilities, services, and property and, if necessary  
7 and if in fact used, provide for payment for use under terms and  
8 conditions agreed upon by the parties;

9 (9) establish a register of persons with types of training  
10 and skills important in disaster prevention, preparedness, response,  
11 and recovery;

12 (10) establish a register of mobile and construction  
13 equipment and temporary housing available for use in a disaster  
14 emergency;

15 (11) prepare, for issuance by the governor, orders, procla-  
16 mations, and regulations as necessary or appropriate in coping with  
17 disasters;

18 (12) cooperate with the federal government and any public  
19 or private agency or entity in achieving any purpose of this chapter  
20 and in implementing programs for disaster prevention, preparedness,  
21 response and recovery;

22 (13) develop and carry out procedures and policies to  
23 effectively employ disaster relief funds made available by the governor's  
24 authority or by special legislative action; these procedures shall  
25 include: application and documentation by disaster victims or appli-  
26 cants, review, verification and funding approval, and processing of  
27 appeals;

28 (14) do other things necessary or proper for the implemen-  
29 tation of this chapter.

1           Sec. 26.23.050. FINANCING. (a) It is the intent of the legis-  
2 lature, and declared to be the policy of the state, that funds to meet  
3 disaster emergencies will always be available.

4           (b) whenever, and to the extent that, money is needed to cope  
5 with a disaster, the first recourse shall be to funds regularly  
6 appropriated to state and local agencies. The second recourse shall  
7 be to funds available in the disaster relief fund. If money available  
8 from these sources is insufficient, and if the governor finds that  
9 other sources of money to cope with the disaster are not available or  
10 are insufficient, the governor may, notwithstanding any limitation  
11 imposed by AS 37.07.080(e), transfer and spend money appropriated for  
12 other purposes or, in situations involving natural disasters, borrow  
13 from the United States government or other public or private sources  
14 for a term not to exceed two years.

15           (c) Nothing in this section limits the governor's authority to  
16 apply for, receive, administer, and spend grants, gifts, or payments  
17 from any source, to aid in disaster prevention, preparedness, response,  
18 or recovery.

19           Sec. 26.23.060. LOCAL AND INTERJURISDICTIONAL DISASTER AGENCIES  
20 AND SERVICES. (a) Each political subdivision within the state is  
21 within the jurisdiction of, and shall be served by, the Alaska Division  
22 of Emergency Services and, if an incorporated municipality, also by a  
23 local or interjurisdictional agency responsible for disaster prepared-  
24 ness and coordination of response.

25           (b) Each borough may maintain a disaster agency, or participate  
26 in a local or interjurisdictional disaster agency which, except as  
27 otherwise provided in this chapter, has jurisdiction over and serves  
28 the entire borough.

29           (c) The governor shall determine which political subdivisions

1 need disaster agencies of their own, and require that they be estab-  
2 lished and maintained. He shall make his determinations on the basis  
3 of the political subdivision's disaster vulnerability and capability  
4 of response related to population size and concentration. The disaster  
5 agency of a borough shall cooperate with the disaster agencies of  
6 political subdivisions situated within its borders, but does not have  
7 jurisdiction within a political subdivision having its own disaster  
8 agency. The Alaska Division of Emergency Services shall publish and  
9 keep current a list of political subdivisions required to have disaster  
10 agencies under this subsection.

11 (d) Each political subdivision which does not have a disaster  
12 agency, and has not made arrangements to secure or participate in the  
13 services of such an agency, may satisfy the requirements of this  
14 chapter by having a liaison officer designated to facilitate the  
15 cooperation and protection of that city in the work of disaster  
16 prevention, preparedness, response, and recovery.

17 (e) The principal executive officer of each political subdivision  
18 in the state shall notify the Alaska Division of Emergency Services of  
19 the manner in which the political subdivision is providing or securing  
20 disaster planning and intends to provide or secure emergency services,  
21 identify the person who heads the agency from which the services are  
22 or will be obtained, and furnish additional information relating to  
23 the services as the Alaska Division of Emergency Services requires.

24 (f) Each local and interjurisdictional agency shall prepare and  
25 keep current a local or interjurisdictional disaster emergency plan  
26 for its area.

27 (g) The local or interjurisdictional disaster agency, as the  
28 case may be, shall prepare and distribute to all appropriate officials  
29 in written form a clear and complete statement of the emergency respon-

1 → sibilities of all local agencies and officials.

2           Sec. 26.23.070. ESTABLISHMENT OF INTERJURISDICTIONAL DISASTER  
3 PLANNING AND SERVICE AREAS. (a) If the governor finds that two or  
4 more adjoining political subdivisions would be better served by an  
5 interjurisdictional arrangement than by maintaining separate disaster  
6 agencies and services, he may designate by order an interjurisdictional  
7 area adequate to plan for, prevent, or respond to a disaster in that  
8 area, and direct steps to be taken as necessary, including the creation  
9 of an interjurisdictional relationship, a joint disaster emergency  
10 plan, mutual aid, or an area organization for emergency planning and  
11 services. A finding by the governor under this subsection shall be  
12 based on one or more factors related to the difficulty of maintaining  
13 an efficient and effective disaster prevention, preparedness, response,  
14 and recovery system without an interjurisdictional relationship, such  
15 as:

16                   (1) small or sparse population;

17                   (2) limitations on public financial resources severe enough  
18 to make maintenance of a separate disaster agency and services unrea-  
19 sonably burdensome;

20                   (3) unusual vulnerability to disaster as evidenced by a  
21 past history of disasters, topographical features, drainage character-  
22 istics, disaster potential, and presence of disaster-prone facilities  
23 or operations;

24                   (4) the interrelated character of the political subdivisions  
25 in an area; or

26                   (5) other relevant conditions or circumstances.

27           (b) If the governor finds that a vulnerable area lies only  
28 partly within the state and includes territory in a foreign jurisdic-  
29 tion, and that it would be desirable to establish an international

1 relationship, mutual aid, or an area organization for disaster, he  
2 shall take steps to that end as desirable. If this action is taken  
3 with jurisdictions that have enacted the Interstate Civil Defense and  
4 Disaster Compact substantially as contained in sec. 130 of this chapter,  
5 any resulting agreement may be considered a supplemental agreement  
6 under Article 6 of that compact.

7 (c) If a jurisdiction with which the governor proposes to  
8 cooperate under (b) of this section has not enacted the Interstate  
9 Civil Defense and Disaster Compact, he may negotiate a special agree-  
10 ment with that jurisdiction.

11 Sec. 26.23.080. COMMUNITY DISASTER LOANS. Whenever, at the  
12 request of the governor, the President has declared a major disaster  
13 to exist in this state, the governor may:

14 (1) upon his determination that a local government of the  
15 state will suffer a substantial loss of tax and other revenues from  
16 the disaster and has demonstrated a need for financial assistance to  
17 perform its governmental functions, apply to the federal government,  
18 on behalf of the local government, for a loan; he may receive and  
19 disburse the proceeds of any approved loan to any applicant local  
20 government;

21 (2) determine the amount needed by any applicant local  
22 government to restore or resume its governmental functions, and to  
23 certify the amount to the federal government; however, no application  
24 amount may exceed 25 per cent of the annual operating budget of the  
25 applicant for the fiscal year in which the major disaster occurred;

26 (3) recommend to the federal government, based upon his  
27 review, the cancellation of all or any part of repayment when, for the  
28 first three full fiscal years following the major disaster, the revenues  
29 of the local government are insufficient to meet its operating expenses,

1 including additional disaster-related expenses of a municipal operation  
2 character.

3 Sec. 26.23.090. STATE FINANCIAL PARTICIPATION IN GRANTS TO  
4 DISASTER VICTIMS. (a) Whenever the President, at the request of the  
5 governor, has declared a major disaster to exist in this state, the  
6 governor may:

7 (1) upon his determination that financial assistance is  
8 essential to meet disaster-related necessary expenses or serious needs  
9 of individuals or families adversely affected by a major disaster that  
10 cannot be otherwise adequately met from other means of assistance,  
11 accept a grant by the federal government to fund that financial assist-  
12 ance, subject to the terms and conditions that may be imposed upon the  
13 grant;

14 (2) enter into an agreement with the federal government, or  
15 any officer or agency of it, pledging the state to participate in the  
16 funding of the financial assistance authorized in (1) of this subsection,  
17 in an amount not to exceed 25 per cent of the assistance and, if state  
18 funds are not otherwise available to the governor, to accept an advance  
19 of the state's share from the federal government to be repaid when the  
20 state is able to do so.

21 (b) The governor is authorized to make financial grants (the  
22 total of federal and state shares not to exceed \$5,000) to an individual  
23 or family in any single major disaster declared by the President, to  
24 meet disaster-related necessary expenses or serious needs of individuals  
25 or families adversely affected by a major disaster which cannot other-  
26 wise adequately be met from other means of assistance.

27 (c) A person who fraudulently or willfully makes a misstatement  
28 of fact in connection with an application for financial assistance  
29 under this chapter is, upon conviction, punishable by a fine of not

1 more than \$5,000, or imprisonment for not more than one year, or by  
2 both.

3 Sec. 26.23.100. TEMPORARY HOUSING. (a) Whenever the governor  
4 has proclaimed a disaster emergency, or the President, at the request  
5 of the governor, has declared an emergency or a major disaster to  
6 exist in this state, the governor may:

7 (1) purchase, lease, or make other arrangements with any  
8 agency of the United States or state for temporary housing units to be  
9 occupied by disaster victims and to make those units available to any  
10 political subdivision of the state;

11 (2) assist any political subdivision of this state which is  
12 the location of temporary housing for disaster victims to acquire  
13 sites necessary for the temporary housing and do all things necessary  
14 to prepare the site to receive and use temporary housing units by:

15 (A) advancing or lending funds available to the  
16 governor from an appropriation made by the legislature or from  
17 any other source;

18 (B) "passing through" funds made available by any  
19 agency, public or private; or

20 (C) becoming a co-partner with a political subdivision  
21 for the execution and performance of any temporary housing for  
22 disaster victims projects and, for such purposes, pledging the  
23 credit of the state on terms considered appropriate, having due  
24 regard for current debt transactions of the state;

25 (3) under whatever relevant regulations he may adopt,  
26 temporarily suspend or modify, for not more than 60 days, any public  
27 health, safety, zoning, transportation, or other requirement of law or  
28 regulation of the state, when, by proclamation he declares such a  
29 suspension or modification essential to provide temporary housing for

1 disaster victims.

2 (b) A political subdivision of this state may acquire, temporarily  
3 or permanently, by purchase, lease, or otherwise, sites required for  
4 installation of temporary housing units for disaster victims, and to  
5 enter into whatever arrangements (including purchase of temporary  
6 housing units and payment of transportation charges) which are necessary  
7 to prepare or equip those sites to receive and use the housing units.

8 Sec. 26.23.110. DEBRIS AND WRECKAGE REMOVAL IN DISASTER EMERGENCY  
9 OR MAJOR DISASTER. (a) When the governor has declared a disaster  
10 emergency, or the President, at the request of the governor, has  
11 declared a major disaster or emergency to exist in this state, the  
12 governor may:

13 (1) through the use of state agencies, clear from publicly  
14 or privately owned land or water, debris and wreckage which may  
15 threaten public health, safety, or property;

16 (2) apply for and accept funds from the federal government  
17 and use those funds to make grants to any local government for the  
18 purpose of removing debris or wreckage from publicly or privately  
19 owned land or water.

20 (b) Authority under (a)(1) of this section may not be exercised  
21 unless the affected local government, corporation, organization, or  
22 individual unconditionally authorizes the removal of the debris or  
23 wreckage from public and private property and, in the case of removal  
24 of debris or wreckage from private property, first agrees to indemnify  
25 the state government against claims arising from the removal.

26 Sec. 26.23.120. INTERGOVERNMENTAL ARRANGEMENTS. The Interstate  
27 Civil Defense and Disaster Compact is hereby enacted into law and  
28 entered into with all jurisdictions legally joining in it in a form  
29 substantially as contained in sec. 130 of this chapter.

1           Sec. 26.23.130. INTERSTATE CIVIL DEFENSE AND DISASTER COMPACT.  
2 The terms and provisions of the compact referred to in sec. 120 of  
3 this chapter are as follows:

4                   INTERSTATE CIVIL DEFENSE AND DISASTER COMPACT

5           The contracting states solemnly agree:

6                           ARTICLE I

7                                   PURPOSE

8           The purpose of this compact is to provide mutual aid among the  
9 states in meeting any emergency or disaster resulting from enemy  
10 attack or other cause (natural or otherwise) including sabotage and  
11 subversive acts, direct attacks by bombs, shellfire, and nuclear,  
12 radiological, chemical or bacteriological means, and other weapons.  
13 The prompt, full, and effective utilization of the resources of the  
14 respective states, including such resources as may be available from  
15 the United States government or any other source, are essential to the  
16 safety, care, and welfare of the people of the respective states in  
17 the event of enemy action or other emergency, and any other resources,  
18 including personnel, equipment, or supplies, shall be incorporated  
19 into a plan, or plans, of mutual aid to be developed among the civil  
20 defense agencies or similar bodies of the states that are parties to  
21 this compact. The directors of civil defense of all party states  
22 constitute a committee to formulate plans to take all necessary steps  
23 for the implementation of this contract.

24                           ARTICLE II

25                                   CIVIL DEFENSE PLANS AND PROGRAMS

26           It is the duty of each party state to formulate civil defense  
27 plans and programs for application within that state. There shall be  
28 frequent consultation between the representatives of the states and  
29 with the United States government, and the free exchange of information

1 and plans, including inventories of any materials and equipment avail-  
2 able for civil defense. In carrying out these civil defense plans and  
3 programs, the party states shall, so far as possible, provide and  
4 follow uniform standards, practices, and regulations, including:

5 (1) distinctive insignia or articles to designate and dis-  
6 tinguish the different civil defense services;

7 (2) practice air attack drills, mobilization of civil  
8 defense forces, and other tests and exercises;

9 (3) warnings and signals for drills or attacks, and the  
10 mechanical devices to be used in connection with them;

11 (4) shutting off water mains, gas mains, electric power  
12 connections, and the suspension of all other utility services;

13 (5) all materials or equipment used, or to be used, for  
14 civil defense purposes, in order to assure that those materials and  
15 that equipment will be easily and freely interchangeable when used in,  
16 or by, any other party state;

17 (6) the conduct of civilians and the movement and cessation  
18 of movement of pedestrians and vehicular traffic, before, during, and  
19 after drills or attacks;

20 (7) the safety of public meetings or gatherings; and

21 (8) mobile support units.

### 22 ARTICLE III

#### 23 ASSISTANCE TO PARTY STATE

24 Any party state requested to render mutual aid shall take the  
25 action necessary to provide and make available the resources covered  
26 by this compact in accordance with its terms; however, it is understood  
27 that the state rendering aid may withhold resources to the extent  
28 necessary to provide reasonable protection for itself. Each party  
29 state shall extend to the civil defense forces of any other party

1 state, while operating within its state boundaries under the terms and  
2 conditions of this compact, the same powers (except that of arrest,  
3 unless specifically authorized by the receiving state), duties, rights,  
4 privileges, and immunities as if they were performing their duties in  
5 their home state. Civil defense forces will continue under the command  
6 and control of their regular leaders, but the organizational units  
7 will come under the operational control of the civil defense authorities  
8 of the state receiving assistance.

#### 9 ARTICLE IV

#### 10 INTERSTATE RECOGNITION OF INDIVIDUAL QUALIFICATIONS

11 If a person holds a license, certificate, or other permit issued  
12 by any state or political subdivision of a state evidencing the meeting  
13 of qualifications for professional, mechanical or other skills, that  
14 person may render aid involving that skill in any party state to meet  
15 an emergency or disaster, and that state shall give due recognition to  
16 the license, certificate, or other permit as if issued in the state in  
17 which aid is rendered.

#### 18 ARTICLE V

#### 19 LIABILITY

20 No party state or its officers or employees rendering aid in  
21 another state pursuant to this compact is liable on account of any act  
22 or omission in good faith on the part of those forces while so engaged,  
23 or on account of the maintenance or use of any equipment or supplies  
24 in connection with rendering that aid.

#### 25 ARTICLE VI

#### 26 SUPPLEMENTAL AGREEMENTS

27 Inasmuch as it is probable that the pattern and detail of the  
28 machinery for mutual aid among two or more states may differ from that  
29 appropriate among other party states, this compact contains elements

1 of a broad base common to all states, and nothing in this compact  
2 precludes any state from entering into supplementary agreements with  
3 other states. Such supplementary agreements may comprehend, but are  
4 not limited to, provisions for evacuation and reception of injured and  
5 other persons, and the exchange of medical, fire, police, public  
6 utility, reconnaissance, welfare, transportation, and communications  
7 personnel, equipment and supplies.

8 ARTICLE VII

9 INJURY AND DEATH COMPENSATION

10 Each party state shall provide for the payment of compensation  
11 and death benefits to injured members of the civil defense forces of  
12 that state and the representatives of deceased members of those  
13 forces, in case those members sustain injuries or are killed while  
14 rendering aid under this compact, in the same manner and on the same  
15 terms as if the injury or death were sustained within that state.

16 ARTICLE VIII

17 COMPENSATION TO ASSISTING STATE

18 A party state rendering aid in another state under this compact  
19 shall be reimbursed by the party state receiving the aid for any loss  
20 or damage to, or expense incurred in, the operation of any equipment  
21 answering a request for aid, and for the cost incurred in connection  
22 with the request; however, an aiding party state may assume in whole  
23 or in part the loss, damage, expense, or other costs, or may loan the  
24 equipment or donate the services to the receiving party state without  
25 charge or cost; in addition, any two or more party states may enter  
26 into supplementary agreements establishing a different allocation of  
27 costs as among those states. The United States government may relieve  
28 the party state receiving aid from any liability, and reimburse the  
29 party state supplying civil defense forces for the compensation paid

1 to and the transportation, subsistence, and maintenance expenses of  
2 those forces during the time of rendering the aid or assistance outside  
3 the state, and may also pay fair and reasonable compensation for the  
4 use of the supplies, materials, equipment, or facilities so used or  
5 consumed.

6 ARTICLE IX

7 CRISES RELOCATION PLANS

8 Plans for the orderly relocation and reception of the civilian  
9 population as the result of an emergency or disaster shall be worked  
10 out from time to time between representatives of the party states and  
11 the various local civil defense areas of those states. These plans  
12 shall include the manner of transporting the persons being relocated,  
13 the number of people to be received in different areas, the manner in  
14 which food, clothing, housing, and medical care will be provided, the  
15 registration of those relocated, the provision of facilities for the  
16 notification of relatives or friends, the provision of additional  
17 materials and supplies, and all other relevant factors. These plans  
18 shall provide that the party state receiving persons relocated shall  
19 be reimbursed generally for the out-of-pocket expenses incurred for  
20 transportation, food, clothing, medicines, medical care and like  
21 items. These expenditures shall be reimbursed by the party state of  
22 which the evacuees are residents, or by the United States government  
23 under plans approved by it. After the termination of the emergency or  
24 disaster, the party state from which the people relocated shall assume  
25 the responsibility for their ultimate support or return.

26 ARTICLE X

27 AVAILABILITY OF COMPACT

28 This compact is available to any state, territory, or possession  
29 of the United States, and the District of Columbia.