

LEG. FINANCE - BILLS 1977 - 1978 938

SB 279 cont., thru SB 285 938

400 Commodities \$ 2,125.00

Office Supplies	\$	100.00
Laboratory Chemicals	\$	450.00
Fertilizer and Lime	\$	500.00
Field Stakes, Markers, Tape, etc.	\$	250.00
Seeds	\$	0.00
Fuel @ \$60.00 per gal	\$	75.00
Parts to Maintain Equipment	\$	750.00

500 Equipment \$ 4,500.00

Flatbed Trailer	\$	4,000.00
Small Tools	\$	500.00

TOTAL USING UNIVERSITY LAND \$84,810.56

COMMITTEE REPORT

3/29/77

SENATE

_____ Date

Mr. President:

The Committee on FINANCE has had SB 279 special appropriation to the University of Alaska for production of small rains under consideration. A majority of the members of the Committee in Delta-Clearwater area

- 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

3/23/77

SENATE

**Finance

3/28/77

Date

Mr. President:

The Committee on Resources has had SB 279 spec. appropriation to U of A for production of small grains in Delta-Clearwater under consideration. A majority of the members of the Committee area

- 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) Individual Recommendations

MEMBERS SIGNING THE MAJORITY REPORT:

- 1 Hillion No Rec
- 1 Carletta NO REC
- 2 John Hines DO PASS
- 1 Jim Burtman No Rec

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

- 2 Demeloni recommends: Do Pass
- _____ recommends: _____
- _____ recommends: _____

1 K. Poland
Chairman
No Rec.

Introduced: 3/23/77
Referred: Resources and Finance

BY THE STATE AFFAIRS COMMITTEE
BY REQUEST (of the Agricultural
Policy Task Force)

1 IN THE SENATE

2 SENATE BILL NO. 279

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 Univer-
7 sity of Alaska to develop environmentally sound manage-
8 ment practices for the production and marketing of
9 small grains in the Delta-Clearwater area of Alaska;
10 and providing for an effective date."

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

12 * Section 1. The sum of \$281,500 is appropriated from the general fund to
13 the University of Alaska for research to improve the production of small
14 grains in the unique soil and climatic conditions of the Delta-Clearwater
15 region of Alaska. Results of this research are needed for conservation farm
16 management practices used in subsistence, part-time and commercial grain pro-
17 duction in Interior Alaska.

18 * Sec. 2. The unexpended and unobligated portion of this appropriation
19 lapses into the general fund June 30, 1980.

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

ALASKA STATE LEGISLATURE

TENTH Legislature FIRST Session

SENATE BILL..... NO. 279....

By THE STATE AFFAIRS COMMITTEE
BY REQUEST (of the Agricultural Policy Task Force)

"An Act making a special appropriation to the University of Alaska to develop environmentally sound management practices for the production and marketing of small grains in the Delta-Clearwater area of Alaska; and providing for an effective date."

spec. appro./U of A

Introduced in the Senate ... 3/23/19.77

HISTORY IN THE SENATE

19 77	Read first time and referred to Committee on																						
3 23	Resources and Finance																						
3 29	Reported back with <i>amended</i> recommendation that <i>2 de pass, 4 none to Senate</i>																						
	Read second time and																						
	Read third time and																						
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Reconsideration																							
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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																						
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	Reported correctly engrossed Signed by Speaker Returned to Senate																						

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

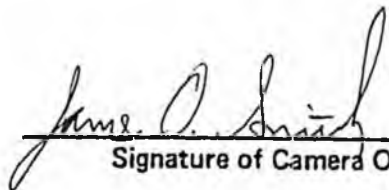
19	Received from House
	Reported correctly enrolled
	Sent to Governor
 By Governor
	Filed with Lt. Governor
	Chapter No.



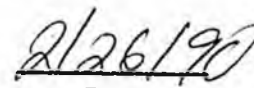
RECORDS CERTIFICATION



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

FORM 02-0018C
FOR BRIEF COMMUNICATIONS
MAY BE HANDWRITTEN

MEMORANDUM

State of Alaska

TO: Legislative Affairs Agency

DEPT. _____
DIV. _____
SEC. _____

DATE : May 19, 1977

FROM: Anne Lindbeck, Secy.
House Finance Committee

SUBJECT: Preparation of House
CS for SB 280 (Finance)

Please prepare a committee substitute for SB 280 per the attached copy. Needed to be read on the floor tomorrow morning.
Thanks.

"An Act making a special appropriation to the Dept. of Natural Resources, division of agriculture, to fund state participation in the National Cooperative Soil Survey; **COMMITTEE REPORT** effective date."

HOUSE

5/12/77

_____ Date

Mr. Speaker:

The Committee on FINANCE has had SS 280

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:

W. J. ... _____

... _____

... _____

... _____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

Rhodes recommends: No Rec

_____ recommends: _____

_____ recommends: _____

W. J. ...
Chairman

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 280

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
7 Department of Natural Resources, the Department
8 of Public Works, and to the Community Facilities
9 Development Committee; and providing for an
10 effective date.

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

12 * Section 1. The sum of \$50,000 is appropriated from the general fund
13 to the Department of Natural Resources, division of agriculture, for the
14 purpose of funding state participation in the National Cooperative Soil
15 Survey.

16 * Section 2. The unexpended and unobligated portion of this appropria-
17 tion lapses into the general fund on June 30, 1978.

18 * Section 3. The sum of \$500,000 is appropriated from the general fund
19 to the Department of Public Works, division of waters and harbors, for the
20 costs of removing the old dock at Cold Bay and constructing a new one in
21 its place.

22 * Section 4. The sum of \$15,000 is appropriated from the general fund
23 to the Community Facilities Development Committee for the development of
24 community cultural facilities projects in cooperation with the Alaska
25 State Council on the Arts.

26 * Section 5. This Act takes effect immediately in accordance with
27 AS 01.10.070 (c).
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Introduced: 3/23/77
Referred: Resources and
Finance

BY THE STATE AFFAIRS COMMITTEE
BY REQUEST (of the Agricultural
Policy Task Force)

1 IN THE SENATE

2 SENATE BILL NO. 280

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 Natural Resources, division of agriculture, to
8 fund state participation in the National Cooperative
9 Soil Survey; and providing for an effective date."

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

11 * Section 1. The sum of \$50,000 is appropriated from the general fund to
12 the Department of Natural Resources, division of agriculture, for the purpose
13 of funding state participation in the National Cooperative Soil Survey.

14 * Sec. 2. The unexpended and unobligated portion of this appropriation
15 lapses into the general fund on June 30, 1978.

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

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CORRECTION

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



Alaska State Legislature

SB 280

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

April 25, 1977

TO: Senator John Sackett
FROM: Senator Jalmar Kerttula
SUBJECT: Department of Natural Resources, Div. of Agri.

The proposed appropriation provides State funding for contractual services with U.S. Department of Agriculture, Soil Conservation Service. Services provided will be soil and/or range surveys on the soils of Alaska to increase the resources data for the benefit of State Department of Natural Resources, other State agencies and the using public. Service will be arranged to allow the State a higher voice in establishing priorities to S.C.S. work activities in Alaska by having Soil Conservation Board of Alaska participate in survey area priority decisions.

At a current cost near 75¢ per acre, this amount will provide survey services to up to 67,000 acres of Alaska land. Exact locations are not finalized. Reconnaissance studies by S.C.S. indicate Alaska contains about 20,000,000 acres of tillable lands. Soil surveys facilitate land-use planning and implementation programs.

April 22, 1977

SB 280

Senator Jalmar Kerttula
State of Alaska
Fouch Y, State Capitol
Juneau, Alaska 99811

Dear Senator Kerttula:

I would like to provide additional justification for Senate Bill No. 280, an Act making a special appropriation to the Department of Natural Resources, Division of Agriculture, to fund state participation in the National Cooperative Soil Survey.

1. The needs for resource inventories in Alaska are enormous. Decisions involving the use of Alaska's lands now and in the future will have substantial impact on the well being of future generations of Alaskans.

2. Soil inventories produced through the National Cooperative Soil Survey provide resource data of considerable value for all types of land planning and use. No maps of large areas of land are made in *such detail* and involve so many significant factors as do soil maps.

3. The soil survey program includes: (1) determining the important characteristics of soils, (2) classifying soils into defined classificational units, (3) establishing and plotting on maps the boundaries among kinds of soil, and (4) correlating and predicting the behavior of soils under defined sets of management practices including agriculture, forestry, civil engineering and wildlife management.

4. The ultimate usefulness of soil surveys depends upon accurate soil correlation. This process involves (1) comparing local classificational units with those already defined and named in the general system of classification, (2) recognizing, establishing and naming new units consistent with the system, (3) grouping geographic units into named and defined soil associations, and (4) arranging the units into keys or groups to bring out principles and relationships.


5. In spite of the need for soil surveys in Alaska, detailed soil surveys are available for a smaller acreage of land in Alaska than in any other state, except the very smallest states. Nevertheless, Alaska's needs for detailed soil surveys are greater than any other state.

6. At the present time, soil surveys in Alaska are accomplished entirely by soil scientists of the Soil Conservation Service, USDA, ostensibly in cooperation with the Agricultural Experiment Station, University of Alaska, under a cooperative agreement. In actuality, the State of Alaska employs no soil scientists to cooperate with the Soil Conservation Service in the National Cooperative Soil Survey.

7. Thus, the State of Alaska has no direct contact with the soil survey program in the state, and no voice in decisions regarding soil classification or correlation within the state. Yet Alaska relies heavily on soil surveys published by the USDA in developing legislation regarding land use and in making long term decisions regarding land use.

8. Senate Bill No. 280 would provide funds to permit the State of Alaska to be directly involved operationally and in a decision-making capacity regarding the classification, correlation and survey of soils in Alaska.

Sincerely,


James V. Drew
Director, Agricultural Experiment Station

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. SB 220
 Title Appropriation to Fund State Participation in National Coop Soil Survey
 Requested by Senate Finance Date 4-20-77

II. FISCAL DETAIL
 Agency Affected Dept of Natural Resources, Division of Agriculture
 Program Category Affected Development
 Budget Request Unit(s) Affected Administration & Support

EXPENDITURES (Thousands of Dollars)

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

FUNDING (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
GENERAL FUND		50.0				
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

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

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

Proposed appropriation provides State funding for contractual services with U.S. Department of Agriculture, Soil Conservation Service. Services provided will be soil and/or range surveys on the soils of Alaska to increase the resources data for the benefit of State Department of Natural Resources, other State agencies and the using public. Services will be arranged to allow the State a higher voice in establishing priorities in S.C.S. work activities in Alaska by having Soil Conservation Dept of Alaska participate in survey area priority decisions.

At a current cost near 75¢ per acre, this amount will provide survey services to up to 67,000 acres of Alaska land. Exact locations are not finalized. Reconnaissance studies by SCS indicate Alaska contains about 20,000 acres of tillable lands. Soil surveys facilitate land-use planning and implementation programs.

Allan Linn
 Allan Linn, Director

IV. DATE April 20, 1977 PREPARED BY Allan Linn, Director
 AGENCY DNR, Division of Agriculture
 PHONE 765-3236
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

BILL ANALYSIS

ASSIGNMENT DATE _____

UNASSIGNED _____

DEPARTMENT Natural Resources	SPONSOR (PRINCIPAL) State Affairs	BILL NO. SB 280
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DEPARTMENT POSITION

DIVISION DIRECTOR <i>Allan Linn</i>	DATE 4-20-77	COMMISSIONER	DATE
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GOVERNOR'S OFFICE USE

POSITION NOTED POSITION APPROVED POSITION DISAPPROVED

BY: _____ DATE: _____

SUMMARY

(1) RELATED BILLS (SIMILAR OR CONFLICTING) Unknown

(3) a. ORGANIZATIONAL SUPPORT FOR BILL Agricultural Agencies, Soil Conservation Subdistricts		(2) b. ORGANIZATIONAL OPPOSITION TO BILL Unknown
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(3) PROGRAM EFFECTS OF BILL
Requires request to other Divisions of DNR regarding their nominations for areas of priority for soil survey. Effort should be very nominal.

(4) FISCAL IMPACT: NONE FISCAL ANALYSIS ATTACHED

(5) AMENDMENTS PROPOSED:
None

(6) COMMENTS:

a) See fiscal note for expenditure procedure and use of data.

b) Department and Administration priority regarding this type of expenditure for this FY budget unknown.

Introduced: 3/23/77
Referred: Resources and
Finance

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE
BY REQUEST (of the Agricultural
Policy Task Force)

2 SENATE BILL NO. 280

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 Natural Resources, division of agriculture, to
8 fund state participation in the National Cooperative
9 Soil Survey; and providing for an effective date."

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

11 * Section 1. The sum of \$50,000 is appropriated from the general fund to
12 the Department of Natural Resources, division of agriculture, for the purpose
13 of funding state participation in the National Cooperative Soil Survey.

14 * Sec. 2. The unexpended and unobligated portion of this appropriation
15 lapses into the general fund on June 30, 1978.

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

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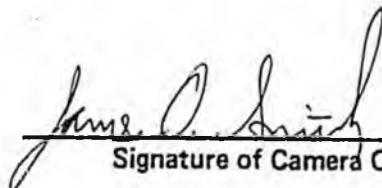
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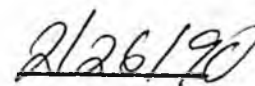
RECORDS CERTIFICATION



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Signature of Camera Operator



Date

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill No. 281 providing for an effective date
 Title An Act relating to agricultural loans under the Alaska Agricultural Loan Act; and /
 Requested by Senator Kerttula Date 3/23/77

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected _____
 Budget Request Unit(s) Affected _____

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.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

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

POSITIONS

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

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

The Department of Revenue strongly opposes using the income from the Permanent Fund in any State loan programs at the present time. We do not feel we should start spending the income at all until further research has been completed.

IV. DATE April 8, 1977

PREPARED BY Jim Edenso

AGENCY Treasury Management

PHONE 465-2350

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

STATE
of ALASKA

MEMORANDUM

TO: Jim Edenso
Deputy Commissioner
Department of Revenue

DATE: April 1, 1977

FILE NO:

TELEPHONE NO:

FROM: Richard E. Alexander *REA*
State Investment Officer
Department of Revenue

SUBJECT: Senate Bill 281 - Agricultural Loans

This bill raises the loan limit from \$200,000 to \$250,000. The revolving loan fund limit of \$5,000,000 is removed. Five per cent of the income from the fund shall be invested in loans until the fund reaches \$20,000,000, at which time no more income shall be invested until the fund is reduced below \$10,000,000.

The 5 per cent income they want to use is income earned on the Permanent Fund, and it appears they would use \$15,000,000 to start. This would be the first cut in the pie.

I will do the Fiscal Note if you advise me what your comments are to be.

REA:gc

Introduced: 3/23/77
Referred: Resources and
Finance

1 IN THE SENATE

BY KERTTULA

2 SENATE BILL NO. 281

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 agricultural loans under the Alaska
7 Agricultural Loan Act; and providing for an effective
8 date."

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

10 * Section 1. AS 03.10.030(a) is amended to read:

11 (a) A farm development loan may not exceed \$250,000 [\$200,000].

12 The mortgage which secures a farm development loan may be of any prior-
13 ity if the total indebtedness on the real estate, including the secured
14 farm development loan, does not exceed \$250,000 [\$200,000]. A farm
15 development loan which, if granted, would raise the existing indebted-
16 ness on the real estate above \$250,000 [\$200,000], or a farm development
17 loan on real estate which has a prior existing indebtedness of \$250,000
18 [\$200,000] or more, may be made only if all prior mortgagees agree to
19 subordinate their mortgages to that of the state for the amount of the
20 farm development loan which exceeds the \$250,000 [\$200,000] indebtedness
21 limit on the real estate. A loan may not run longer than 30 years nor
22 bear interest exceeding six per cent, and it shall be secured by a real
23 estate or chattel mortgage, or both.

24 * Sec. 2. AS 03.10.040 is amended to read:

25 Sec. 03.10.040. CREATION OF FUND. There is created an agricul-
26 tural revolving loan fund within the general fund [WHICH SHALL NOT
27 EXCEED \$5,000,000] to carry out the purpose of this chapter. The
28 appropriate state department or agency shall disburse five per cent of
29 the income of the fund created under art. IX, sec. 15, Constitution of

1 the State of Alaska for deposit in the agricultural revolving loan fund
2 until that fund reaches \$20,000,000 at which time disbursement of the
3 income shall be suspended. The disbursements shall be resumed when the
4 agricultural revolving loan fund is reduced below \$10,000,000 and shall
5 continue until the agricultural revolving loan fund again reaches
6 \$20,000,000. All sums repaid on loans granted under this chapter shall
7 be deposited in the agricultural revolving loan fund and included in
8 calculating the balance.

9 * Sec. 3. This Act takes effect July 1, 1978.
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Original sponsor: Kerttula

Offered: 6/6/78
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 281

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 agricultural loans under the Alaska
7 Agricultural Loan Act; and providing for an effective
8 date."

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

10 * Section 1. AS 03.10.030(a) is amended to read:

11 (a) A farm development loan may not exceed \$500,000 [\$200,000].

12 The mortgage which secures a farm development loan may be of any prior-
13 ity if the total indebtedness on the real estate, including the secured
14 farm development loan, does not exceed \$500,000 [\$200,000]. A farm
15 development loan which, if granted, would raise the existing indebted-
16 ness on the real estate above \$500,000 [\$200,000], or a farm development
17 loan on real estate which has a prior existing indebtedness of \$500,000
18 [\$200,000] or more, may be made only if all prior mortgagees agree to
19 subordinate their mortgages to that of the state for the amount of the
20 farm development loan which exceeds the \$500,000 [\$200,000] indebtedness
21 limit on the real estate. A loan may not run longer than 30 years nor
22 bear interest exceeding six per cent, and it shall be secured by a real
23 estate or chattel mortgage, or both.

24 * Sec. 2. AS 03.10.030(b) is amended to read:

25 (b) Except for loans for irrigation systems as provided in this
26 subsection, a chattel loan may not exceed \$300,000 [\$100,000] for each
27 farm unit and may not run longer than seven years or the useful life of
28 the chattel if more than seven years. It may not bear interest exceed-
29 ing six per cent. It shall be secured by a real estate or chattel mort-

1 gage, or both. Loans and the real estate and chattel mortgage security
2 on them for irrigation systems may be in amounts and for terms as
3 determined by the commissioner.

4 * Sec. 3. AS 03.10.030(c) is amended to read:

5 (c) A short term loan, to be amortized within one year, not to
6 exceed \$100,000 [\$25,000] to any one borrower may be made for operating
7 purposes.

8 * Sec. 4. AS 03.10.040 is amended to read:

9 Sec. 03.10.040. CREATION OF FUND. There is an agricultural re-
10 volving loan fund which shall not exceed \$10,000,000 [\$5,000,000] to
11 carry out the purpose of this chapter.

12 * Sec. 5. This Act takes effect July 1, 1978.
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COMMITTEE REPORT
HOUSE

6/9/78

FURTHER: _____

Date: _____

Mr. Speaker:

The Committee on FINANCE has had CSSB 281
"An Act relating to agricultural loans under the Alaska Agricultural Loan Act; eff. date."

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

- recommends it do pass recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for _____
and _____ new title same title
- AND attaches a Letter of Intent New Fiscal Note
- reports it back without recommendation
- and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Chairman

COMMITTEE REPORT

HOUSE

6/9/78

FURTHER: FINANCE

Date: June 15, 1978

Mr. Speaker:

The Committee on RESOURCES has had CSSB 281
"An Act relating to agricultural loans under the Alaska Agricultural
Loan Act; eff. date."

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

- recommends it do pass () recommends it do not pass
- () recommends it do pass with attached amendment(s)
- () recommends it be replaced with CS for _____
- and _____ () new title () same title
- () AND attaches a Letter of Intent () New Fiscal Note
- () reports it back without recommendation
- () and recommends it be referred to the _____ Committee

MEMBERS SIGNING DO PASS:

Dolly Smith Dates
Frankie Do Pass
Mark G. Smiles DO PASS
Wm. Peters
M. H. O.
Alvin Osterback

OTHER RECOMMENDATIONS:

William No Rec.

Alvin Osterback
 Chairman

Original sponsor: Kerttula

Offered: 6/6/78
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 281

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 agricultural loans under the Alaska
7 Agricultural Loan Act; and providing for an effective
8 date."

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

10 * Section 1. AS 03.10.030(a) is amended to read:

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14 farm development loan, does not exceed \$500,000 [\$200,000]. A farm
15 development loan which, if granted, would raise the existing indebted-
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17 loan on real estate which has a prior existing indebtedness of \$500,000
18 [\$200,000] or more, may be made only if all prior mortgagees agree to
19 subordinate their mortgages to that of the state for the amount of the
20 farm development loan which exceeds the \$500,000 [\$200,000] indebtedness
21 limit on the real estate. A loan may not run longer than 30 years nor
22 bear interest exceeding six per cent, and it shall be secured by a real
23 estate or chattel mortgage, or both.

24 * Sec. 2. AS 03.10.030(b) is amended to read:

25 (b) Except for loans for irrigation systems as provided in this
26 subsection, a chattel loan may not exceed \$300,000 [\$100,000] for each
27 farm unit and may not run longer than seven years or the useful life of
28 the chattel if more than seven years. It may not bear interest exceed-
29 ing six per cent. It shall be secured by a real estate or chattel mort-

COMMITTEE COPY

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9 Sec. 03.10.040. CREATION OF FUND. There is an agricultural re-
10 volving loan fund which shall not exceed \$10,000,000 [\$5,000,000] to
11 carry out the purpose of this chapter.

12 * Sec. 5. This Act takes effect July 1, 1978.

ALASKA STATE LEGISLATURE

TENTH.. Legislature .FIRST. Session

SENATE ..BILL..... NO. ..281..

By ..KESTTULA.....

"An Act relating to agricultural loans under the Alaska Agricultural Loan Act; and providing for an effective date."

agricultural loans

Introduced in the Senate 19..77

HISTORY IN THE SENATE

19 77	Read first time and referred to Committee on
3 23	Resources and Finance
3 30	Reported back with <i>Resources</i> recommendation that <i>to pass</i>
6 5	<i>1. no rec. to Finance</i>
6 7	<i>for report AS-L-20</i>
6 7	<i>Pass to Rules</i>
6 8	<i>Rules: Calendar</i>
6 8	Read second time and <i>CS adopted + advanced</i>
6 8	Read third time and
6 8	PASS <i>ed</i> Effective Date
	Yeas <i>28</i> Yeas
	Nays <i>—</i> Nays
	Absent <i>—</i> Absent
	Excused <i>—</i> Excused
	Reconsideration
	PASS Effective Date
	Yeas Yeas
	Nays Nays
	Absent Absent
	Excused Excused
6 8	Reported correctly engrossed
	Signed by President
	Sent to House
	<i>Peggy Mulligan</i> SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19 78	Read first time and referred to Committee on
June 9	<i>Resources Finance</i>
	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.

CORRECTION

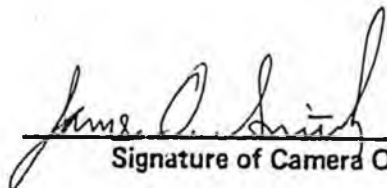
**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**



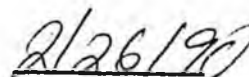
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Signature of Camera Operator



Date

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill No. 281 providing for an effective date
Title An Act relating to agricultural loans under the Alaska Agricultural Loan Act: and /
Requested by Senator Kerttula Date 3/23/77

II. FISCAL DETAIL

Agency Affected Department of Revenue
Program Category Affected _____
Budget Request Unit(s) Affected _____

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.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

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

POSITIONS

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

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

The Department of Revenue strongly opposes using the income from the Permanent Fund in any State loan programs at the present time. We do not feel we should start spending the income at all until further research has been completed.

IV. DATE April 8, 1977 PREPARED BY Jim Edenso
AGENCY Treasury Management
PHONE 465-2350
Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

MEMORANDUM

TO: Jim Edenso
Deputy Commissioner
Department of Revenue

DATE: April 1, 1977

FILE NO:

TELEPHONE NO:

FROM: Richard E. Alexander *REA*
State Investment Officer
Department of Revenue

SUBJECT: Senate Bill 281 - Agricultural Loans

This bill raises the loan limit from \$200,000 to \$250,000. The revolving loan fund limit of \$5,000,000 is removed. Five per cent of the income from the fund shall be invested in loans until the fund reaches \$20,000,000, at which time no more income shall be invested until the fund is reduced below \$10,000,000.

The 5 per cent income they want to use is income earned on the Permanent Fund, and it appears they would use \$15,000,000 to start. This would be the first cut in the pie.

I will do the Fiscal Note if you advise me what your comments are to be.

REA:ge

Introduced: 3/23/77
Referred: Resources and
Finance

1 IN THE SENATE

BY KERTTULA

2 SENATE BILL NO. 281

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 agricultural loans under the Alaska
7 Agricultural Loan Act; and providing for an effective
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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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12 The mortgage which secures a farm development loan may be of any prior-
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18 [\$200,000] or more, may be made only if all prior mortgagees agree to
19 subordinate their mortgages to that of the state for the amount of the
20 farm development loan which exceeds the \$250,000 [\$200,000] indebtedness
21 limit on the real estate. A loan may not run longer than 30 years nor
22 bear interest exceeding six per cent, and it shall be secured by a real
23 estate or chattel mortgage, or both.

24 * Sec. 2. AS 03.10.040 is amended to read:

25 Sec. 03.10.040. CREATION OF FUND. There is created an agricul-
26 tural revolving loan fund within the general fund [WHICH SHALL NOT
27 EXCEED \$5,000,000] to carry out the purpose of this chapter. The
28 appropriate state department or agency shall disburse five per cent of
29 the income of the fund created under art. IX, sec. 15, Constitution of

1 the State of Alaska for deposit in the agricultural revolving loan fund
2 until that fund reaches \$20,000,000 at which time disbursement of the
3 income shall be suspended. The disbursements shall be resumed when the
4 agricultural revolving loan fund is reduced below \$10,000,000 and shall
5 continue until the agricultural revolving loan fund again reaches
6 \$20,000,000. All sums repaid on loans granted under this chapter shall
7 be deposited in the agricultural revolving loan fund and included in
8 calculating the balance.

9 * Sec. 3. This Act takes effect July 1, 1978.
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3/31/77

COMMITTEE REPORT SENATE

June 5, 1978 Date

Mr. President:

The Committee on FINANCE has had SB 281
agricultural loans under Alaska Agricultural Loan Act
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>John White</u>	<u>Tullion de Pass</u>
<u>Barney D.H.</u>	<u>On...</u>
<u>...</u>	

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

_____ recommends: _____

_____ recommends: _____

_____ recommends: _____

Chairman

3/31/77

COMMITTEE REPORT SENATE

June 5, 1977 Date

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MEMBERS SIGNING THE MAJORITY REPORT:

_____	_____	_____
_____	_____	_____
_____	_____	_____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

_____	recommends: _____
_____	recommends: _____
_____	recommends: _____

_____ Chairman

Original sponsor: Kerttula

IN THE SENATE

BY THE FINANCE COMMITTEE

CS FOR SENATE BILL NO. 281

IN THE LEGISLATURE OF THE STATE OF ALASKA

TENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act relating to agricultural loans under the Alaska Agricultural Loan Act; and providing for an effective date."

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The mortgage which secures a farm development loan may be of any priority if the total indebtedness on the real estate, including the secured farm development loan, does not exceed \$500,000 [\$200,000]. A farm development loan which, if granted, would raise the existing indebtedness on the real estate above \$500,000 [\$200,000], or a farm development loan on real estate which has a prior existing indebtedness of \$500,000 [\$200,000] or more, may be made only if all prior mortgagees agree to subordinate their mortgages to that of the state for the amount of the farm development loan which exceeds the \$500,000 [\$200,000] indebtedness limit on the real estate. A loan may not run longer than 30 years nor bear interest exceeding six per cent, and it shall be secured by a real estate or chattel mortgage, or both.

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Sec. 03.10.040. CREATION OF FUND. There is an agricultural revolving loan fund which shall not exceed \$10,000,000 [\$5,000,000] to carry out the purpose of this chapter.

* Sec. 5. This Act takes effect July 1, 1978.

Original sponsor: Kerttula

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 281

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

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29

#

6/5/78

New Committee
Substitute
Coming

Coethy

January 13, 1978

Senator John C. Sackett
Alaska State Senate

Dear John:

Thank you for your letter of January 12 concerning
the funding of SB 279 and 281.

In regards to SB 279, I think perhaps we have another
priority at this time for the Renewable Resources Development
Fund. However, I do think that the fund would be a fine
source for the Alaska Agricultural Loan Act (SB 281).

Very sincerely yours,

Jalmar Kerttula



Official Business

Alaska State Legislature

Senate

Committee on Finance

January 12, 1978

Pouch V
State Capitol
Juneau, Alaska 99811

Senator Jalmar Kerttula
Alaska State Senate

Dear Jay:

There are two bills currently in the Senate Finance Committee dealing with agricultural development: SB 279 and SB 281. These bills would make funds available for agricultural development from the General Fund.

Would you be interested in having these bills re-written to make funds available from the Alaska Renewable Resources Development Fund? This would seem to be an appropriate use of that fund.

Please let me know what you think.

Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "John C. Sackett".

John C. Sackett

JCS/bvh



Official Business

Alaska State Legislature

Senate

Office of the Majority Leader

Pouch V
State Capitol
Juneau, Alaska 99811

January 13, 1978

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January 12, 1978

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Thank you.

Sincerely,

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JCS/bvh

STATE OF ALASKA

THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

AUDIT DIVISION
POUCH W—ALASKA OFFICE BUILDINGFINANCE DIVISION
POUCH WF—STATE CAPITOL

JUNEAU 99801

January 17, 1978

M E M O R A N D U M

TO: Representative Ernie Haugen
House Finance Committee

FROM: Robert L. Grogan
Fiscal Analyst
Legislative Finance Division

RE: Renewable Resources Fund

In response to your request for information concerning the Governor's FY 79 proposed expenditures from the Renewable Resources fund, I am submitting the following analysis:

HB 627 FY 79 GOVERNOR'S BUDGET BILL

Operating Budget:

\$100,000 for tourism projects

700,000 for fisheries enhancement grants

\$800,000 TOTAL

Capital Budget:

\$2,027,400 Land Surveying (Delta)

1,479,700 Fish & Game projects

470,000 Alaska Power Authority

200,000 Agriculture Loans

\$4,177,100 TOTAL

SB 413 SPECIAL APPROPRIATION

\$4,793,000 Delta Agriculture Project
\$9,770,100 Grand Total

PERCENTAGE ALLOCATIONS OF TOTAL FY 79
APPROPRIATIONS FROM THE RENEWABLE RESOURCES
FUND

1% For Tourism
22% For Fisheries Enhancement
5% For Alaska Power Authority
72% For Agriculture
100%

RLG:pw

cc: Rep. Steve Cowper

Introduced: 3/23/77
Referred: Resources and
Finance

1 IN THE SENATE

BY KERTTULA

2 SENATE BILL NO. 281

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

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1 the State of Alaska for deposit in the agricultural revolving loan fund
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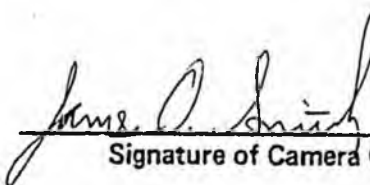
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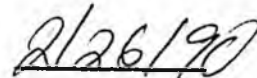
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Signature of Camera Operator



Date

COMMITTEE REPORT

SENATE

3/29/77

_____ Date

Mr. President:

The Committee on FINANCE has had SB 284 special appropriation to the Dept. of Revenue for study of pipeline to transport under consideration. A majority of the members of the Committee royalty ga

- 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

3/24/77'

**Finance

3/28/77

Date

Mr. President:

The Committee on Resources has had SB 284 spec. appropriation to Dept of Revenue for study of pipeline to transport royalty under consideration. A majority of the members of the Committee gas

- ~~recommends it do pass~~
- recommends it do not pass
- recommends it do pass with attached amendment(s)
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- reports it back without recommendation
- AND attaches a report of its intent
- (other) reports it back as follows

MEMBERS SIGNING THE MAJORITY REPORT:

1	<u>MELAND</u>	<u>DO PASS</u>	_____
1	<u>JOHN HUBER</u>	<u>DO PASS</u>	_____
1	<u>Colletta</u>	<u>Do Pass</u>	_____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

2	<u>[Signature]</u>	recommends: <u>No Rec.</u>	_____
2	<u>[Signature]</u>	recommends: <u>No Rec.</u>	_____
1	<u>Tillion</u>	recommends: <u>" "</u>	_____

R. Poland
Chairman
Do Pass

Introduced: 3/24/77
Referred: Resources and Finance

1 IN THE SENATE

PY COLLETTA AND HUBER

2 SENATE BILL NO. 284

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 Revenue for a study of a pipeline to transport
8 state-owned royalty gas; and providing for an effective
9 date."

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

11 * Section 1. The sum of \$150,000 is appropriated from the general fund
12 to the Department of Revenue to conduct a study of the feasibility and pro-
13 fitability of a pipeline from Prudhoe Bay to tidewater in southern Alaska for
14 transportation of state-owned royalty gas.

15 * Sec. 2. The unexpended and unobligated portion of this appropriation
16 lapses into the general fund June 30, 1978.

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

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ALASKA STATE LEGISLATURE

TENTH Legislature FIRST Session

SENATE BILL NO. 284

By COLLETTA

" An Act making a special appropriation to the Department of Revenue for a study of a pipeline to transport state-owned royalty gas; and providing for an effective date."

Introduced in the Senate 3/24/77

HISTORY IN THE SENATE

19 77

Read first time and referred to Committee on

3 24 Resources and Finance

3 29 Reported back with *Resources* recommendation that *do pass, 3 more to Finance*

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.

Introduced: 3/24/77
Referred: Resources and Finance

1 IN THE SENATE

BY COLLETTA AND HUBER

2 SENATE BILL NO. 284

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 Revenue for a study of a pipeline to transport
8 state-owned royalty gas; and providing for an effective
9 date."

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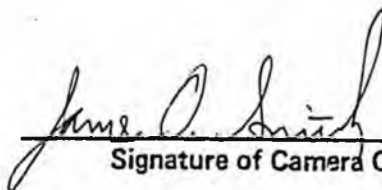
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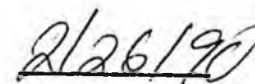
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Signature of Camera Operator



Date

COMMITTEE REPORT

SENATE

5/11/77

_____ Date

Mr. President:

The Committee on FINANCE has had SB 285
inquiries into death
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

3/24/77

5-10-77 Date

Mr. President:

The Committee on Judiciary has had SB 285 inquiries into death 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 with ^{individual} ~~no~~ recommendations
- AND attaches a report of its intent
- (other) _____

MEMBERS SIGNING THE MAJORITY REPORT:

2	<u>Hobbs</u>	<u>no rec</u>	_____
1	<u>Collette</u>	<u>Do Pass</u>	_____
2	<u>Tillion</u>	<u>No Rec</u>	_____
1	<u>RODEY</u>	<u>DO PASS</u>	_____

MEMBERS NOT CONCURRING IN THE MAJORITY REPORT:

3	<u>Zigler</u>	recommends: <u>Do Not Pass</u>	_____
	_____	recommends: _____	_____
	_____	recommends: _____	_____

George Hobbs
Chairman

Introduced: 3/24/77
Referred: Judiciary and Finance

BY CROFT, RODEY, COLLETTA,
TILLION AND HUBER

1 IN THE SENATE

2 SENATE BILL NO. 285

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 inquiries into deaths, the public
7 administration of the estates of deceased persons, and
8 establishing the office of state medical examiner; and
9 providing for an effective date."

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

11 * Section 1. AS 18 is amended by adding a new chapter to read:

12 CHAPTER 52. STATE MEDICAL EXAMINER.

13 Sec. 18.52.010. OFFICE OF STATE MEDICAL EXAMINER. There is
14 established in the Department of Public Safety the office of state
15 medical examiner. The office shall be funded by appropriations to the
16 department.

17 Sec. 18.52.020. ALASKA MEDICAL EXAMINER COMMISSION. There is
18 established in the Department of Public Safety the Alaska Medical
19 Examiner Commission. The members of the commission shall be the
20 attorney general or his designee, the commissioner of health and social
21 services or his designee, the commissioner of public safety or his
22 designee, the public defender or his designee, and a member of the State
23 Medical Board established under AS 08.64.010, to be designated by that
24 board.

25 Sec. 18.52.025. MEMBERSHIP, POWERS AND DUTIES OF COMMISSION. (a)
26 The commissioner of public safety or his designee shall be the chairman
27 of the commission. Three members of the commission constitute a quorum.
28 The commission shall meet at least annually and at the request of the
29 state medical examiner or the chairman.

1 (b) The commission shall appoint the state medical examiner in
2 accordance with the provisions of sec. 30 of this chapter. The commis-
3 sion shall establish the policies of the office of state medical ex-
4 aminer and, after consulting with the state medical examiner, adopt
5 regulations to implement the provisions of this chapter in accordance
6 with the Administrative Procedure Act (AS 44.62).

7 Sec. 18.52.030. APPOINTMENT AND QUALIFICATIONS OF STATE MEDICAL
8 EXAMINER. (a) The state medical examiner shall be appointed by and
9 serve at the pleasure of the commission. He shall be the principal
10 executive of the office and serve as executive director of the commis-
11 sion.

12 (b) The state medical examiner shall be a physician licensed to
13 practice medicine in this state and certified by the American Board of
14 Pathology in forensic pathology. If a licensed physician with forensic
15 certification is not available for appointment, the commission may
16 appoint a licensed physician certified by the American Board of Pathology
17 in anatomic and clinical pathology and eligible for certification in
18 forensic pathology.

19 (c) The state medical examiner shall be an exempt employee under
20 AS 39.25.110. He may not engage in the private practice of medicine
21 during his tenure of office.

22 Sec. 18.52.035. APPOINTMENT AND QUALIFICATIONS OF ASSOCIATE AND
23 ASSISTANT MEDICAL EXAMINERS. (a) The state medical examiner may appoint
24 associate and assistant medical examiners necessary to carry out the
25 provisions of this chapter.

26 (b) An associate medical examiner shall be a physician licensed to
27 practice medicine in this state. An associate medical examiner who
28 provides services to the office of state medical examiner on a contractual
29 basis may engage in the private practice of medicine.

1 (c) An assistant medical examiner shall possess such qualifications
2 as may be prescribed by the state medical examiner. The state medical
3 examiner may, with the approval of the administrative director of the
4 court system, appoint magistrates as assistant medical examiners, and
5 may, with the approval of the agency involved, appoint state or local law
6 enforcement officers as assistant medical examiners.

7 Sec. 18.52.040. POWERS AND DUTIES OF STATE MEDICAL EXAMINER AND
8 ASSOCIATE AND ASSISTANT MEDICAL EXAMINERS. (a) The state medical
9 examiner shall

10 (1) file and maintain reports on all deaths requiring inves-
11 tigation under this chapter;

12 (2) approve and provide for facilities and laboratories to
13 be used in investigations under this chapter;

14 (3) conduct death investigation training programs for associ-
15 ate and assistant medical examiners and for law enforcement personnel;

16 (4) establish uniform forensic autopsy and medico-legal
17 death investigation procedures;

18 (5) certify or provide for the certification through an
19 associate medical examiner of the cause and manner of a death requiring
20 investigation under this chapter;

21 (6) maintain a list of active associate and assistant medical
22 examiners;

23 (7) provide statistical information to interested governmental
24 agencies;

25 (8) submit an annual report to the commission detailing the
26 activities and accomplishments of the office in the preceding year as
27 well as a cost analysis of the office; and

28 (9) report to the chairman of the commission at the chairman's
29 request and as necessary concerning the administrative operations of the

1 office as may be prescribed by the commission.

2 (b) The state medical examiner may

3 (1) perform or direct the performance of an autopsy in any
4 death requiring investigation under this chapter;

5 (2) perform or direct the performance of necessary chemical
6 and toxicological examinations in any death requiring investigation under
7 this chapter;

8 (3) amend a previously completed death certificate in a death
9 requiring investigation under this chapter;

10 (4) order a body exhumed in a death requiring investigation
11 under this chapter;

12 (5) request the assistance of law enforcement personnel in
13 carrying out the provisions of this chapter;

14 (6) appoint or hire staff, including technical, professional
15 or clerical personnel, necessary for the administration of this chapter;

16 (7) obtain necessary technical or professional services on a
17 contractual basis;

18 (8) take possession or exercise control of the body and
19 effects of a deceased and any weapons, instruments, vehicles, buildings,
20 premises or any other thing which he has reason to believe would assist
21 in a determination of the cause and manner of death; and

22 (9) issue subpoenas, administer oaths and take statements in
23 furtherance of a determination of the cause and manner of a death re-
24 quiring investigation under this chapter.

25 (c) An associate medical examiner shall, at the direction of the
26 state medical examiner,

27 (1) perform autopsies in accordance with sec. 70 of this
28 chapter;

29 (2) determine and certify the cause and manner of a death

1 requiring investigation under this chapter; and

2 (3) perform such other related duties as may be required by
3 the state medical examiner.

4 (d) An assistant medical examiner shall

5 (1) immediately notify the state medical examiner of the
6 occurrence of a death requiring investigation under this chapter;

7 (2) conduct investigations as directed by the state medical
8 examiner and file a written report of the investigation with the state
9 medical examiner and with the district attorney nearest the place where
10 the death occurred; and

11 (3) perform other duties as directed by the state medical
12 examiner.

13 Sec. 18.52.050. DEATHS REQUIRING DETERMINATION AND CERTIFICATION
14 OF CAUSE AND MANNER. (a) The office of the state medical examiner
15 shall determine and certify the cause and manner of any human death
16 that affects the health and safety of the public and which

17 (1) is apparently homicidal, suicidal, accidental or occurs
18 under unknown or suspicious circumstances;

19 (2) occurs when the deceased was unattended by a physician
20 during the 24 hours immediately preceding his death;

21 (3) occurs when attended by a physician, if the cause and
22 manner of death are unknown or if the attending physician is unable to
23 certify the cause and manner of death;

24 (4) is related to a disease which might constitute a threat
25 to the public health;

26 (5) results from the apparent introduction into the body of
27 any toxic substance;

28 (6) occurs while the deceased was an inmate of a public in-
29 stitution or in police custody, except when hospitalized for an organic

1 disease at the time of death;

2 (7) results from an industrial or occupational injury; or

3 (8) occurs in another jurisdiction and the body is brought
4 into this jurisdiction without proper medical certification.

5 (b) The commission may by regulation provide for the determination
6 and certification of the cause and manner of any other human death that
7 may affect the health or safety of the public.

8 Sec. 18.52.060. NOTIFICATION OF DEATH REQUIRED. (a) Any person
9 having knowledge of a death requiring investigation under this chapter
10 shall immediately notify either a medical examiner or a state or local
11 law enforcement agency of the fact and location of the death.

12 (b) A state or local law enforcement agency having knowledge of a
13 death requiring investigation under this chapter shall immediately notify
14 a medical examiner of the fact and location of the death.

15 Sec. 18.52.070. AUTOPSY. (a) If in the opinion of the state
16 medical examiner an autopsy is necessary to determine the cause and
17 manner of death, or if requested by a prosecuting attorney or an inves.i-
18 gating law enforcement agency, an autopsy shall be performed by the state
19 medical examiner or an associate medical examiner.

20 (b) An autopsy under this section shall be performed in accordance
21 with uniform procedures prescribed by the state medical examiner.

22 (c) A description of the findings and conclusions of the autopsy
23 shall be filed in the office of the state medical examiner and with the
24 office of the district attorney nearest the place where the death
25 occurred.

26 (d) When an autopsy is performed under this section the state
27 medical examiner or associate medical examiner may remove and retain body
28 tissues and body fluids necessary or advisable for scientific purposes.

29 Sec. 18.52.075. LABORATORIES. The state medical examiner shall

1 maintain a laboratory or laboratories suitably equipped with medical,
2 scientific and other facilities for performance of the duties imposed by
3 this chapter. The laboratory or laboratories may be maintained by con-
4 tract or in collaboration with the Department of Public Safety or other
5 agencies in the state which have facilities that can be usefully employed
6 in performing duties under this chapter.

7 Sec. 18.52.077. FORENSIC EXAMINATIONS. In any death requiring
8 investigation under this chapter forensic examinations may be performed
9 by persons other than the state medical examiner. The state medical
10 examiner shall provide for such forensic examinations as are requested
11 by a prosecuting attorney.

12 Sec. 18.52.080. PRESERVATION OF EVIDENCE AND CREMATION OF BODIES.

13 (a) In a death requiring investigation, no person may move a human body
14 or remove or in any way disturb any of the effects of the deceased or
15 instruments or weapons related to the death without the permission of the
16 investigating medical examiner, an investigating law enforcement officer,
17 or a prosecuting attorney.

18 (b) In a death requiring investigation, no person may undress,
19 embalm, cleanse the surface of the body or otherwise alter the appearance
20 of the state of the body without the permission of the investigating
21 medical examiner, an investigating law enforcement officer, or a pro-
22 secuting attorney.

23 (c) In a death requiring investigation, the body may not be cre-
24 mated unless an autopsy has been performed, or a certificate has been
25 furnished to the owner or operator of the crematory by the state medical
26 examiner stating that no autopsy is required.

27 Sec. 18.52.085. AUTHORITY TO ENTER AND SECURE PREMISES. (a) A
28 medical examiner may enter any room, dwelling, building or other place
29 in which he has reasonable cause to believe that a body or other evidence

1 of the circumstances of a death requiring investigation may be found.

2 (b) If refused entry, he may, but need not if exigent circumstances
3 exist, apply to a judge or magistrate for an order to enter the premises,
4 search for and seize a body or any evidence of the cause or manner of
5 death. Upon application supported by an affidavit setting out facts and
6 circumstances tending to show that a body or other evidence of the cause
7 and manner of death is in the place to be searched, the judge shall issue
8 an order to enter and search and seize.

9 (c) To preserve evidence, a medical examiner or an investigating
10 law enforcement officer may

11 (1) place under his custody or control, or enclose or lock
12 any room, dwelling, building or other enclosure;

13 (2) rope off or otherwise restrict entry to any open area; and

14 (3) forbid the entrance of any unauthorized person into an
15 area specified under (1) or (2) of this subsection.

16 (d) No person may enter upon any premises, enclosures or other
17 areas specified in (c) of this section without the permission of the
18 investigating medical examiner or an investigating law enforcement
19 officer.

20 Sec. 18.52.090. DISPOSITION OF BODY AND PROPERTY. (a) Upon
21 identification of a deceased, an investigating law enforcement agency
22 shall promptly attempt to locate a relative or a responsible friend
23 willing to claim the body for burial.

24 (b) When a medical examiner certifies the cause and manner of death
25 of an unknown person, or when a relative or friend is unwilling to claim
26 a body for burial within a reasonable period of time, and no provision
27 is made for the body under AS 13.50, the state medical examiner shall
28 notify the Department of Health and Social Services which shall cause
29 the body to be decently buried or cremated and the remains to be decently

1 interred.

2 (c) The investigating law enforcement agency shall take reasonable
3 action to prevent the destruction or loss of property of a deceased,
4 including premises and vehicles, which is not necessary to retain as
5 evidence and has not been retained by the medical examiner under secs.
6 40(b)(8) and 85(c) and (d) of this chapter, until a relative or a respon-
7 sible friend is notified and assumes responsibility for preserving the
8 property. If within 48 hours a relative or responsible friend cannot
9 be located who will assume responsibility for preserving the property,
10 a district judge, magistrate or public administrator shall take custody
11 and control of the property under AS 22.15.110 and 22.15.350.

12 (d) When property of a deceased has been retained by the medical
13 examiner under sec. 40(b)(8) or 85(c) and (d) of this chapter and is no
14 longer required by the medical examiner, a prosecuting attorney, or an
15 investigating law enforcement agency, that property shall be disposed of
16 in accordance with (c) of this section.

17 Sec. 18.52.100. RECORDS AND REPORTS. (a) The records and reports
18 of the office shall be available only to persons having a legitimate
19 interest in them, including member's of the deceased's immediate family
20 or their lawful representatives, a physician who treated the deceased
21 within two years preceding death, insurance companies or other entities
22 or persons with a lawful interest in the settlement of the estate of
23 the deceased, and any governmental agencies including, but not limited
24 to, prosecuting attorneys and law enforcement agencies, concerned with
25 the deaths of persons in the state.

26 (b) The state medical examiner may make reports and records of
27 the office available to persons engaged in bona fide medical or other
28 research if a research program has demonstrated that

29 (1) any threat to individual privacy which might be created

1 by the program has been minimized by methods and procedures designed to
2 prevent injury or embarrassment to any individual; and

3 (2) it will be conducted in a manner that will not reveal,
4 directly or indirectly, the identity of any deceased person.

5 Sec. 18.52.110. DEFINITIONS. In this chapter,

6 (1) "autopsy" means an examination of a body after death
7 including an external examination, opening and internal examination, and
8 the removal of any specimens necessary to a determination of the cause
9 and manner of death;

10 (2) "cause of death" means the primary or basic disease pro-
11 cess or injury ending life;

12 (3) "commission" means the Alaska Medical Examiner Commission;

13 (4) "law enforcement agency" means a public agency which
14 performs as one of its principal functions activities relating to crime
15 prevention, control or reduction, or the enforcement of the criminal
16 laws of the state or any of its political subdivisions or of the United
17 States;

18 (5) "manner of death" means the designation of the probable
19 mode of production of the cause of death, including natural, accidental,
20 suicidal, homicidal or undetermined;

21 (6) "medical examiner" means the state medical examiner,
22 associate medical examiners and assistant medical examiners;

23 (7) "office" means the office of the state medical examiner.

24 * Sec. 2. AS 12.65 is repealed and re-enacted to read:

25 CHAPTER 65. INQUESTS.

26 Sec. 12.65.011. ORDER OF INQUEST. A district judge or magistrate
27 shall, upon application by a prosecuting attorney, order an inquest into
28 the cause of a death requiring investigations under AS 18.52.

29 Sec. 12.65.021. SUMMONING JURORS FOR INQUEST. If an inquest is

1 ordered, the district judge or magistrate shall summon six persons
2 qualified by law to serve as jurors to appear at a specified place to
3 inquire into the cause and manner of the death.

4 Sec. 12.65.031. OATH OF INQUEST JURORS. When six jurors attend,
5 they shall be sworn by the district judge or magistrate to inquire who
6 the deceased was and when, where and by what means he came to his death,
7 to inquire into the circumstances attending his death, and to give a
8 true verdict according to the evidence offered or arising from an in-
9 spection of the body.

10 Sec. 12.65.041. SUBPOENA AND EXAMINATION OF WITNESSES. The dis-
11 trict judge or magistrate or a prosecuting attorney may subpoena and
12 examine as witnesses persons who, in his opinion, have knowledge of any
13 material facts attendant to a determination of the cause and manner of
14 a death requiring investigation under AS 18.52.

15 Sec. 12.65.051. VERDICT OF INQUEST JURY. After hearing any testi-
16 mony, the jury or two-thirds of their number shall give its written
17 verdict, signed by them and setting out the name of the deceased and
18 when, where and by what means he came to his death.

19 * Sec. 3. AS 18.50.230(a) is amended to read:

20 (a) A death certificate for each death which occurs in the state
21 shall be filed with the local registrar of the registration district in
22 which the death occurred within three days after death and before final
23 disposition of the body or removal of the body from the state, except as
24 provided in AS 18.52 or by regulation [IN SPECIAL PROBLEM CASES]. For
25 the purpose of this section, if the place of death is unknown, a death
26 certificate shall be filed in the registration district in which the
27 dead body is found. When a death occurs on a moving conveyance a death
28 certificate shall be filed in the registration district in which the dead
29 body is first removed from the conveyance.

1 * Sec. 4. AS 18.50.230(c) is amended to read:

2 (c) The medical certification shall be completed and signed within
3 24 hours after death by the physician in charge of the patient's care
4 for the illness or condition which resulted in death except when the
5 death requires investigation under AS 18.52 [AN OFFICIAL INQUIRY OR
6 INQUEST IS REQUIRED] and except as provided by regulation [IN SPECIAL
7 PROBLEM CASES].

8 * Sec. 5. AS 18.50.230(d) is amended to read:

9 (d) When a death occurs without medical attendance, or when
10 investigation under AS 18.52 [OFFICIAL INQUIRE] is required, the depart-
11 ment shall provide by regulation, in accordance with law, the responsi-
12 bility for completing and signing the medical certification. This sub-
13 section is intended to include, among others, cases involving a medical
14 examiner [OR A CORONER], and cases involving presumption of death.

15 * Sec. 6. AS 18.50.240(a) is amended to read:

16 (a) A fetal death certificate for each fetal death which occurs
17 in the state shall be filed with the local registrar of the registration
18 district in which the delivery occurred within three days after the
19 delivery and before final disposition of the fetus or removal of the
20 fetus from the state, except as provided by regulation [IN SPECIAL PRO-
21 BLEM CASES]. However, the filing of a certificate for a product of a
22 pregnancy of less than 20 weeks may be determined by regulation. For
23 the purposes of this section, if the place of fetal death is unknown, a
24 fetal death certificate shall be filed in the registration district in
25 which the dead fetus is found. When a fetal death occurs on a moving
26 conveyance a fetal death certificate shall be filed in the registration
27 district in which the fetus is first removed from the conveyance.

28 * Sec. 7. AS 18.50.240(c) is amended to read:

29 (c) The medical certification shall be completed and signed within

1 24 hours after delivery by the physician in attendance at or after
2 delivery except when an investigation is required under AS 18.52
3 [OFFICIAL INQUIRY OR INQUEST IS REQUIRED] and except as provided by
4 regulation [IN SPECIAL PROBLEM CASES].

5 * Sec. 8. AS 18.50.240(d) is amended to read:

6 (d) When a fetal death occurs without medical attendance upon the
7 mother at or after the delivery, or when investigation under AS 18.52
8 [OFFICIAL INQUIRY] is required, the department shall provide by regula-
9 tion, in accordance with law, the responsibility for completing and
10 signing the medical certification.

11 * Sec. 9. AS 18.50.250(a) is amended to read:

12 (a) The funeral director or person acting as the funeral director
13 who first assumes custody of a dead body or fetus shall obtain a burial-
14 transit permit before final disposition or removal from the state of the
15 body or fetus and within 72 hours after death, except as otherwise
16 authorized by regulation [FOR SPECIAL PROBLEM CASES].

17 * Sec. 10. AS 18.50.250(b) is amended to read:

18 (b) The local registrar of the registration district where the
19 death occurred shall issue a burial-transit permit when a certificate of
20 death or fetal death has been filed in accordance with this chapter,
21 except as otherwise authorized by regulation [IN SPECIAL PROBLEM CASES].

22 * Sec. 11. AS 22.15.110 is repealed and re-enacted to read:

23 Sec. 22.15.110. ADDITIONAL DUTIES OF DISTRICT JUDGE AND MAGISTRATE.
24 Each district judge and magistrate shall

25 (1) record birth, death and marriage certificates presented
26 to him for record in the manner prescribed by law;

27 (2) take custody and control of and preserve the property and
28 estate of deceased persons until a legal custodian is appointed.

29 * Sec. 12. AS 22.15.310 is amended to read:

1 Sec. 22.15.310. APPOINTMENT. When authorized by the supreme court,
2 the presiding judge in each judicial district shall appoint one or more
3 persons [A PERSON] to act as public administrator of the estates of
4 deceased persons [AND AS CORONER].

5 * Sec. 13. AS 22.15.320 is amended to read:

6 Sec. 22.15.320. ADMINISTRATION OF DECEDENTS' ESTATES. [WHEN
7 LETTERS OF ADMINISTRATION ARE ISSUED TO A PUBLIC ADMINISTRATOR BY THE
8 SUPERIOR COURT IN HIS DISTRICT, THE PUBLIC ADMINISTRATOR IS THE LEGAL
9 CUSTODIAN OF AND SHALL ADMINISTER THE ESTATES OF DECEASED PERSONS WHO
10 LEAVE PROPERTY WITHIN THE DISTRICT.] Letters of administration shall
11 be issued to a [THE] public administrator when (1) administration of a
12 decedent's estate is required by law, and (2) a period of 45 [30] days
13 has elapsed from the date of death with no letters testamentary or
14 letters of administration having been applied for and issued to any
15 other person entitled by law to administer the estate of the deceased
16 person. Except as otherwise provided in secs. 310 - 350 of this chapter,
17 a public administrator shall administer the estate [ESTATES] as other
18 administrators, and has all the rights and authority, and is subject to
19 all the duties and liabilities of other administrators.

20 * Sec. 14. AS 22.15.340 is amended to read:

21 Sec. 22.15.340. COMPENSATION. A public administrator is entitled
22 to [ANNUAL] compensation in an amount to be determined by the supreme
23 court, and if he is an employee of the judiciary, he is not entitled to
24 fees as other administrators.

25 * Sec. 15. AS 22.15.350 is amended to read:

26 Sec. 22.15.350. OTHER DUTIES [AS CORONER]. In addition to his
27 other duties, a public administrator who is an employee of the judiciary
28 shall perform the duties set out in sec. 110 of this chapter.

29 * Sec. 16. AS 13.15.065(a) is amended by adding a new paragraph to read:

1 (7) a public administrator appointed under AS 22.15.310.

2 * Sec. 16. AS 39.25.110 is amended by adding a new paragraph to read:

3 (16) the state medical examiner.

4 * Sec. 17. INTERIM OPERATION OF ALASKA MEDICAL EXAMINER COMMISSION. (a)

5 Between July 1, 1977 and July 1, 1978, the Alaska Medical Examiner Commission
6 provided for under AS 18.52.020, as enacted in sec. 1 of this Act shall

7 (1) meet at least once, determine the scope of its function and
8 establish rules, as necessary, for complying with this section and its
9 responsibilities under AS 18.52.025, as enacted in sec. 1 of this Act;

10 (2) develop a program and financial plan with a proposed budget for
11 fiscal year 1979 under AS 37.07.050 for submission as required through the
12 Department of Public Safety;

13 (3) establish policies, as necessary, under AS 18.52.025(b), as
14 enacted in sec. 1 of this Act, for the office of state medical examiner;

15 (4) solicit and review applications for the position of state
16 medical examiner.

17 (b) Between July 1, 1977 and July 1, 1978, the Alaska Medical Examiner
18 Commission provided for under AS 18.52.020, as enacted in sec. 1 of this Act
19 may

20 (1) appoint a state medical examiner under AS 18.52.030, as
21 enacted in sec. 1 of this Act, except that an appointment may not be effective
22 before January 1, 1978;

23 (2) adopt regulations, as necessary, under AS 18.52.025(b) to
24 implement AS 18.52, as enacted in sec. 1 of this Act;

25 (3) authorize a state medical examiner appointed under (1) of this
26 subsection to exercise those powers and duties set out in AS 18.52.035(a) and
27 18.52.040(a) and (b), as enacted in sec. 1 of this Act, which are necessary
28 to fully implement this Act on July 1, 1978, except that appointments of
29 associate and assistant medical examiners under AS 18.52.035(a) and contracts

1 for facilities and laboratories and related professional services under
2 AS 18.52.040(a)(2) and (b)(7) may not be effective before July 1, 1978.

3 * Sec. 18. This Act takes effect July 1, 1978, except that sec. 17 of
4 this Act, pertaining to certain provisions of AS 18.52 as enacted in sec. 1,
5 of this Act, takes effect July 1, 1977.

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002863

ALASKA STATE LEGISLATURE

...SEVENTH Legislature ...THIRD... Session

SENATE ...BILL... NO. 205...

By CHIEF... COLLETTA AND... TILLAGE

"An Act relating to inquiries into deaths, the public administration of the estates of deceased persons, and establishing the office of state medical examiner; and providing for an effective date."

Inquiries into death

Introduced in the Senate ...1977...

HISTORY IN THE SENATE

19 77

Read first time and referred to Committee on

...and Finance

Reported back with recommendation that *Defer passage. Signed 10/10/77*

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.

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 285

Title "An Act relating to inquiries into deaths,... and providing for an effective date."

Requested by Senator Hofman, Judiciary Committee

Date April 6, 1977

II. FISCAL DETAIL

Agency Affected Department of Law

Program Category Affected Administration of Justice

Budget Request Unit(s) Affected Prosecution

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.						
TOTAL		Ø	Ø	Ø	Ø	Ø

FUNDING (Thousands of Dollars)

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

POSITIONS

FULL TIME		Ø	Ø	Ø	Ø	Ø
PART TIME						
TEMPORARY						

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

This bill will cause some decreases in the Agency's cost for outside expert medical witness fees as it will provide the same expertise in-house. Any savings, however, will be offset by an increased level of prosecution in homicide cases and an increase in the severity of charges brought as a result of the improved prosecution capabilities which will be made possible through the use of a full-time medical examiner program. No change in Agency witness expenses is therefore anticipated even though the prosecution effort will be strengthened.

IV. DATE April 6, 1977

PREPARED BY Richard I. Peques, Administrative Officer

AGENCY Department of Law

PHONE 465-3695

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

COMMENTS CONCERNING HB392/SB 285

The above costs were prepared with the advice of the Court System and a Pathologist.

Currently, the Court System has a budget of 225.0 for autopsies, statewide. We are projecting that the medical examiners office expenditures for FY 79 will be \$212.1. Establishment of the office will reduce the need for funds currently expended by the Court System by \$45.0 and this amount can be applied to funding the Office of Medical Examiner.

The balance of the Court System's current allocation of \$225.0 will be required for maintaining the ongoing program in statewide locations remote from the State Medical Examiner's office.

Revised Fiscal Note

4/25/77

THE LEGISLATURE OF THE STATE OF ALASKA
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST HB 392/ SB 285
 Bill/Resolution No. _____
 Title relating to inquiries into death; establishing a state medical examiner
 Requested by _____ Date _____

II. FISCAL DETAIL
 Agency Affected Department of Public Safety
 Program Category Affected Administration of Justice
 Budget Request Unit(s) Affected _____

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES		42.0	100.1	105.0		
200 TRAVEL		5.0	26.0	28.0		
300 CONTRACTUAL		16.3	74.8	82.0		
400 COMMODITIES		.6	1.2	1.2		
500 EQUIPMENT		27.3	10.0	10.0		
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		91.2	212.1	226.2		

FUNDING (Thousands of Dollars)

GENERAL FUND	91.2	167.1	181.2		
FEDERAL FUNDS					
OTHER (Specify)					
OTHER FUNDING		45.0	45.0		

POSITIONS

FULL TIME	2	3	3		
PART TIME					
TEMPORARY					

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

See Attached

IV. DATE Revised 4/25/77 PREPARED BY Trygve R. Hermann, Director
 AGENCY PUBLIC SAFETY/Div. of Administrative Services
 PHONE 465-4350

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

IIB 392
FISCAL NOTE DETAIL

Category	FY 78	FY 79	FY 80
100			
Chief Medical Examiner	32.3	64.7	64.7
Med. Records Assistant	8.8	17.7	17.7
Med. Records Assistant	.9	17.7	17.7
Inflation			4.9

Total	42.0	100.1	105.0
200			
Commission Travel	5.0	5.0	5.0
Chief Medical Examiner		6.0	6.0
Assoc. & Assistant Examiner		15.0	15.0
Inflation			2.0

Total	5.0	26.0	28.0
300			
Rental of 3,000 Sq. Ft. Autopsy			
Work space inc. cooler & freezer	9.0	54.0	54.0
Remodeling for Anch. Headquarters	5.0		
Printing Costs (forms & procedures)		10.0	10.0
Telephone	.5	3.6	3.6
Mag Card II Typ	1.8	3.6	3.6
AJIS Terminal		3.6	3.6
Inflation - Other			7.2

Total	16.3	74.8	82.0
400			
Commodities (office supplies)	.6	1.2	1.2
500			
Photographic Microscope	10.0		
Typewriter	.8		
Furniture	2.0		
File Cabinets (Fire proof)	2.0	1.0	
Photo Equip.	3.5	1.0	
Instruments	1.0		
HWCF Car Purchase	5.0		
Radio	2.0		
Dictation Equipment	1.0		
Other - Unspecified		8.0	10.0

Total	27.3	10.0	10.0

Introduced: 3/24/77
Referred: Judiciary and Finance

1 IN THE SENATE

BY CROFT, RODEY, COLLETTA,
TILLION AND HUBER

2 SENATE BILL NO. 285

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 inquiries into deaths, the public
7 administration of the estates of deceased persons, and
8 establishing the office of state medical examiner; and
9 providing for an effective date."

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

11 * Section 1. AS 18 is amended by adding a new chapter to read:

12 CHAPTER 52. STATE MEDICAL EXAMINER.

13 Sec. 18.52.010. OFFICE OF STATE MEDICAL EXAMINER. There is
14 established in the Department of Public Safety the office of state
15 medical examiner. The office shall be funded by appropriations to the
16 department.

17 Sec. 18.52.020. ALASKA MEDICAL EXAMINER COMMISSION. There is
18 established in the Department of Public Safety the Alaska Medical
19 Examiner Commission. The members of the commission shall be the
20 attorney general or his designee, the commissioner of health and social
21 services or his designee, the commissioner of public safety or his
22 designee, the public defender or his designee, and a member of the State
23 Medical Board established under AS 08.64.010, to be designated by that
24 board.

25 Sec. 18.52.025. MEMBERSHIP, POWERS AND DUTIES OF COMMISSION. (a)
26 The commissioner of public safety or his designee shall be the chairman
27 of the commission. Three members of the commission constitute a quorum.
28 The commission shall meet at least annually and at the request of the
29 state medical examiner or the chairman.

1 (b) The commission shall appoint the state medical examiner in
2 accordance with the provisions of sec. 30 of this chapter. The commis-
3 sion shall establish the policies of the office of state medical ex-
4 aminer and, after consulting with the state medical examiner, adopt
5 regulations to implement the provisions of this chapter in accordance
6 with the Administrative Procedure Act (AS 44.62).

7 Sec. 18.52.030. APPOINTMENT AND QUALIFICATIONS OF STATE MEDICAL
8 EXAMINER. (a) The state medical examiner shall be appointed by and
9 serve at the pleasure of the commission. He shall be the principal
10 executive of the office and serve as executive director of the commis-
11 sion.

12 (b) The state medical examiner shall be a physician licensed to
13 practice medicine in this state and certified by the American Board of
14 Pathology in forensic pathology. If a licensed physician with forensic
15 certification is not available for appointment, the commission may
16 appoint a licensed physician certified by the American Board of Pathology
17 in anatomic and clinical pathology and eligible for certification in
18 forensic pathology.

19 (c) The state medical examiner shall be an exempt employee under
20 AS 39.25.110. He may not engage in the private practice of medicine
21 during his tenure of office.

22 Sec. 18.52.035. APPOINTMENT AND QUALIFICATIONS OF ASSOCIATE AND
23 ASSISTANT MEDICAL EXAMINERS. (a) The state medical examiner may appoint
24 associate and assistant medical examiners necessary to carry out the
25 provisions of this chapter.

26 (b) An associate medical examiner shall be a physician licensed to
27 practice medicine in this state. An associate medical examiner who
28 provides services to the office of state medical examiner on a contractual
29 basis may engage in the private practice of medicine.

1 (c) An assistant medical examiner shall possess such qualifications
2 as may be prescribed by the state medical examiner. The state medical
3 examiner may, with the approval of the administrative director of the
4 court system, appoint magistrates as assistant medical examiners, and
5 may, with the approval of the agency involved, appoint state or local law
6 enforcement officers as assistant medical examiners.

7 Sec. 18.52.040. POWERS AND DUTIES OF STATE MEDICAL EXAMINER AND
8 ASSOCIATE AND ASSISTANT MEDICAL EXAMINERS. (a) The state medical
9 examiner shall

10 (1) file and maintain reports on all deaths requiring inves-
11 tigation under this chapter;

12 (2) approve and provide for facilities and laboratories to
13 be used in investigations under this chapter;

14 (3) conduct death investigation training programs for associ-
15 ate and assistant medical examiners and for law enforcement personnel;

16 (4) establish uniform forensic autopsy and medico-legal
17 death investigation procedures;

18 (5) certify or provide for the certification through an
19 associate medical examiner of the cause and manner of a death requiring
20 investigation under this chapter;

21 (6) maintain a list of active associate and assistant medical
22 examiners;

23 (7) provide statistical information to interested governmental
24 agencies;

25 (8) submit an annual report to the commission detailing the
26 activities and accomplishments of the office in the preceding year as
27 well as a cost analysis of the office; and

28 (9) report to the chairman of the commission at the chairman's
29 request and as necessary concerning the administrative operations of the