

LEG. FINANCE - BILLS 1977 - 1978

SB 511 thru SB 521

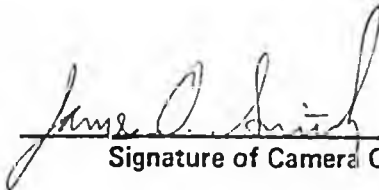
88

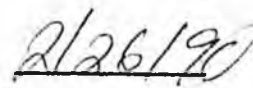


# RECORDS CERTIFICATION



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

  
\_\_\_\_\_  
Date

**COMMITTEE REPORT**  
**SENATE**

5/11/78

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

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

Mr. President:

The Committee on FINANCE has had SB 511  
creating division of energy and power development

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

- recommends it do pass                       recommends it do not pass  
 recommends it do pass with attached amendment(s)  
 recommends it be replaced with CS for \_\_\_\_\_

and \_\_\_\_\_  new title                       same title

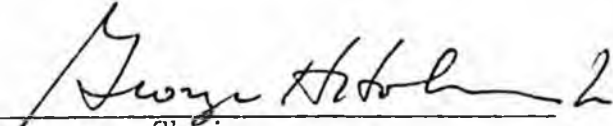
- AND attaches a Letter of Intent                       New Fiscal Note  
 reports it back without recommendation  
 and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

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

  
Chairman

COMMITTEE REPORT

SENATE

FURTHER: FINANCE

2/15/78

Date: 5/10/78

Mr. President:

The Committee on RESOURCES has had SB 511  
creating division of energy & power development

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 <sup>no rec</sup> without recommendation
- ( ) and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Jim K... done C. Tillion done

Rich... done

Pete Meland NO Rec

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

John Hunter DO NOT PASS!

R. Poland  
Chairman

1 No Rec

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

BY THE SPECIAL COMMITTEE ON THE  
ALASKA PERMANENT FUND

1 IN THE SENATE

2 SENATE BILL NO. 511

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the division of energy and power  
7 development; and providing for an effective date."

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

9 \* Section 1. AS 44.33.030 is amended to read:

10 Sec. 44.33.030. DIVISION OF ENERGY AND [SECTION OF] POWER DEVELOP-  
11 MENT IN DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT. There is a  
12 division of energy and [SECTION OF] power development in the Department  
13 of Commerce and Economic Development to conserve, develop, and use the  
14 water and other electric power resources of the state, to make an abun-  
15 dant supply of electric power and energy available to the people of the  
16 state at the lowest possible rates compatible with sound business prin-  
17 ciples, and to promote and extend the use of electric power and energy  
18 in the state for industrial, agricultural, commercial, residential, and  
19 other purposes.

20 \* Sec. 2. AS 44.33 is amended by adding a new section to read:

21 Sec. 44.33.035. POWERS. (a) To promote, develop and advance the  
22 general prosperity and economic welfare of the people of the state by  
23 providing a means of constructing, acquiring, financing and operating  
24 hydroelectric and fossil fuel generating projects, the division of  
25 energy and power development in the Department of Commerce and Economic  
26 Development may

27 (1) accept gifts and grants and enter into contracts or other  
28 transactions regarding them, with a federal agency or an agency or in-  
29 strumentality of the state, municipality, private organization or other

1 source;

2 (2) enter into contracts with the United States or any person  
3 and, subject to the laws of the United States and subject to concurrence  
4 of the legislature, with a foreign country or its agencies, for the  
5 construction, acquisition, operation and maintenance of all or any part  
6 of a power project, either inside or outside the state, and for the sale  
7 or transmission of power from a project or any right to the capacity of  
8 it;

9 (3) enter into contracts for the purchase, sale, exchange,  
10 transmission, or use of power generated by a project, or any right to  
11 it;

12 (4) enter into contracts for the purchase, sale, exchange,  
13 transmission, or use of power generated by a project, or any right to  
14 the capacity of it with any person and with the United States, and,  
15 subject to the laws of the United States and subject to the concurrence  
16 of the legislature, with a foreign country or its agencies;

17 (5) apply to the appropriate agencies of the state, the  
18 United States and to a foreign country and any other proper agency for  
19 the permits, licenses, or approvals as may be necessary;

20 (6) perform feasibility studies with respect to hydroelec-  
21 trical and fossil fuel power generating projects;

22 (7) enter into contracts or agreements with respect to the  
23 exercise of any of its powers, and do all things necessary or convenient  
24 to carry out the purposes and exercise the powers granted in this sec-  
25 tion.

26 (b) The division shall, in addition to other methods which it may  
27 find advantageous, provide that municipal electric, rural electric, co-  
28 operative electric, or private electric utilities and regional electric  
29 authorities or other persons authorized by law to engage in the dis-

1       tribution of power may secure a reasonable share of the power generated  
2       by a project, or any interest in it, or any right to the capacity of it  
3       and shall sell the power or cause the power to be sold at prices repres-  
4       enting cost of generation, plus capital and operating charges, plus a  
5       fair cost of transmission, all as determined by the director, subject to  
6       conditions which assure the resale of the power to retail consumers at  
7       the lowest possible price and subject to review by the Alaska Public  
8       Utilities Commission. A contract for the sale, transmission and dis-  
9       tribution of power generated by a project or any right to the capacity  
10      of it shall provide

11               (1) for payment of all operating and maintenance expenses of  
12      a project and costs of renewals, replacements and improvements of it;

13               (2) for interest on and amortization charges sufficient to  
14      retire bonds of the authority issued for the project and reserves for  
15      them, plus a debt service coverage factor as may be determined by the  
16      director to be necessary for the marketability of its bonds;

17               (3) for continuous control and operation of the project by  
18      the division or its agents;

19               (4) for full and complete disclosure to the division of all  
20      factors of cost in the transmission and distribution of power, so that  
21      rates to any persons may be fixed initially in the contract and may be  
22      adjusted from time to time on the basis of true cost data;

23               (5) for periodic revisions of the service and rates to per-  
24      sons on the basis of accurate cost data obtained by the accounting  
25      methods and systems approved by the director and in furtherance and  
26      effectuation of the policy declared in this section;

27               (6) for the cancellation and termination of a contract upon  
28      violation of its terms by any person;

29               (7) for security for performance as the director may consider

1 practicable and advisable, including provisions assuring the continuance  
2 of the distribution and transmission of power generated by a project,  
3 the use of its facilities for these purposes, and the continuance of an  
4 outlet and adequate market for the power generated by the project;

5 (8) other terms not inconsistent with the provisions and  
6 policy of this section as the director may consider advisable.

7 \* Sec. 3. AS 44.56.010 - 44.56.240 are repealed.

8 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-  
9 070(c).

ALASKA STATE LEGISLATURE

TENTH.. Legislature SECOND.. Session

SENATE ... BILL..... NO. ...511.

By THE SPECIAL COMMITTEE ON THE ALASKA PERMANENT FUND

"An Act creating the division of energy and power development; and providing for an effective date."

Introduced in the Senate ..... 2/14/78

HISTORY IN THE SENATE

19	70	Read first time and referred to Committee on											
2	14	(Read)											
2	15	<i>Resources Finance</i>											
5	11	Reported back with <i>Resources</i> recommendation that <i>5 years, 1 does not pay to Finance</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	
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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											
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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. ....

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 511-An Act creating the Division of Energy and  
Title Power Development  
Requested by \_\_\_\_\_ Date 02/16/78

II. FISCAL DETAIL

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

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES			220.0			
200 TRAVEL			25.0			
300 CONTRACTUAL			295.0			
400 COMMODITIES			3.5			
500 EQUIPMENT			4.5			
600 LAND & STRUCTURES			-0-			
700 GRANTS, CLAIMS, ETC.			-0-			
TOTAL			548.0			

FUNDING (Thousands of Dollars)

GENERAL FUND			548.0			
FEDERAL FUNDS			-0-			
OTHER (Specify)			-0-			

POSITIONS

FULL TIME			6			
PART TIME			-0-			
TEMPORARY			-0-			

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

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

A. Assumptions

1. Beginning in FY 79, it will be necessary for the division to thoroughly evaluate all aspects of the proposed Upper Susitna Dam Project, as well as address the question of potential funding, construction and operation of smaller proposed power projects.
2. These activities would be part of ongoing multi-year programs, which will extend many years into the future.

B. Program Summary

1. Positions

	<u>Title</u>	<u>Range</u>	<u>Monthly Salary</u>	<u>Yearly Salary</u>
a.	Administrator of Power Projects	24	\$3,085.00	\$37,020.00
b.	Deputy - Engineering & Construction	23	\$2,867.00	\$37,020.00
c.	Deputy - Finance & Marketing	23	\$2,867.00	\$34,404.00
d.	Civil Engineer	22	\$2,661.00	\$31,932.00
e.	Secretary I	12	\$1,293.00	\$15,516.00
f.	Clerk Typist III	08	\$1,005.00	\$12,060.00
				\$165,336.00
			Cost of Living Increase (6%)	9,920.00
				<u>\$175,256.00</u>
			Benefits (25.5%)	44,690.00
				<u>\$219,946.00</u>

2. Other Expenditures

a. Travel -- \$25,000.00

Extensive travel will be required by division staff, both within the State and to Lower 48 financial centers.

b. Contractual - \$295,000.00

Approximately \$250,000 will be earmarked for contractual services for feasibility studies of proposed projects, and to begin a thorough analysis of all aspects of the Upper Susitna Project over and above the present work being conducted by the Corps of Engineers.

c. Equipment - \$4,500.00 and Commodities - \$3,500.00

This will primarily cover additional office equipment and supplies required to accommodate the additional staff.

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

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IV. DATE 2-28-78

PREPARED BY Christina M. Dunbar

AGENCY Division of Energy & Power Development

PHONE 272-0527

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (Last Legislator Named)

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ALASKA PERMANENT FUND

2 SENATE BILL NO. 511

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17 (5) apply to the appropriate agencies of the state, the  
18 United States and to a foreign country and any other proper agency for  
19 the permits, licenses, or approvals as may be necessary;

20 (6) perform feasibility studies with respect to hydroelec-  
21 trical and fossil fuel power generating projects;

22 (7) enter into contracts or agreements with respect to the  
23 exercise of any of its powers, and do all things necessary or convenient  
24 to carry out the purposes and exercise the powers granted in this sec-  
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2 SENATE BILL NO. 511

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4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the division of energy and power  
7 development; and providing for an effective date."

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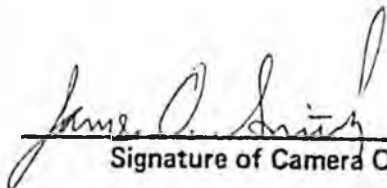
8 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-  
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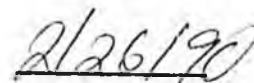


# RECORDS CERTIFICATION



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

  
\_\_\_\_\_  
Date

Introduced: 2/14/78  
Referred: Labor &  
Management and Finance

1 IN THE SENATE

BY RODEY BY REQUEST

2 SENATE BILL NO. 513

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 medical leave."

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

8 \* Section 1. AS 39.20.260(d) is amended to read:

9 (d) When a member of an officer's or employee's immediate family  
10 is afflicted with a medical disability requiring the attendance of the  
11 officer or employee, or where his presence at his job would jeopardize  
12 the health of his fellow employees, [AND EITHER OF THESE CONTINGENCIES  
13 IS SUPPORTED BY A DOCTOR'S CERTIFICATE,] the officer or employee may,  
14 with the consent of the employee's department or agency head, avail him-  
15 self of medical leave with pay, within the limits prescribed by this  
16 section, the same as if he were personally under a medical disability.  
17 If the absence exceeds three working days, the department or agency head  
18 may require a doctor's certificate showing the disability.  
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**COMMITTEE REPORT**  
**SENATE**

3/31/78

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

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

Mr. President:

The Committee on FINANCE has had SB 513  
medical leave

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

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

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

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\_\_\_\_\_  
Chairman

COMMITTEE REPORT

SENATE

2/15/78

FURTHER: FINANCE

Date: 3-30-78

Mr. President:

The Committee on LABOR & MANAGEMENT has had SR 513  
medical leave

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

(x) reports it back <sup>may individual</sup> without recommendation

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

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

2 PATRICK RODEY DO PASS

1 Jerguson No Rec

1 Bill Ray No Rec

1 Colletta No Rec

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1 Jerguson  
Chairman

Introduced: 2/14/78  
Referred: Labor &  
Management and Finance

1 IN THE SENATE

BY RODEY BY REQUEST

2 SENATE BILL NO. 513

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 medical leave."

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

8 \* Section 1. AS 39.20.260(d) is amended to read:

9 (d) When a member of an officer's or employee's immediate family  
10 is afflicted with a medical disability requiring the attendance of the  
11 officer or employee, or where his presence at his job would jeopardize  
12 the health of his follow employees, [AND EITHER OF THESE CONTINGENCIES  
13 IS SUPPORTED BY A DOCTOR'S CERTIFICATE,] the officer or employee may,  
14 with the consent of the employee's department or agency head, avail him-  
15 self of medical leave with pay, within the limits prescribed by this  
16 section, the same as if he were personally under a medical disability.  
17 If the absence exceeds three working days, the department or agency head  
18 may require a doctor's certificate showing the disability.

ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

SENATE BILL NO. 513

By RODEY BY REQUEST

"An Act relating to medical leave."

Introduced in the Senate 2/14/78, 1978

HISTORY IN THE SENATE

19 78	Read first time and referred to Committee on
2 14	(Read)
2 15	Labor & Management and Finance
3 31	Reported back with recommendation that <i>I am 3 new 1 do pass - Pen</i>
	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

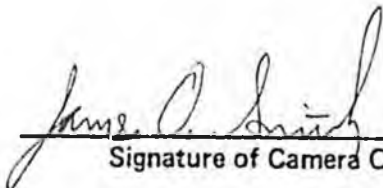
19	Received from House
	Reported correctly enrolled
	Sent to Governor
	..... By Governor
	Filed with Lt. Governor
	Chapter No. ....

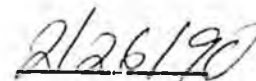


# RECORDS CERTIFICATION



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

  
\_\_\_\_\_  
Date

Introduced: 2/22/78  
Referred: Health, Education &  
Social Services and Finance

BY THE RULES COMMITTEE BY REQUEST  
OF THE SPECIAL EMPLOYMENT RESOURCES  
AND OPPORTUNITIES COMMITTEE

1 IN THE SENATE

2 SENATE BILL NO. 520

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Department  
7 of Education for the youth employment services program;  
8 and providing for an effective date."

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

10 \* Section 1. The sum of \$141,000 is appropriated from the general fund to  
11 the Department of Education for the youth employment services program.

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

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

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**COMMITTEE REPORT**  
**SENATE**

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

3/28/78

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

Mr. President:

The Committee on FINANCE has had SB 520 special appropriation to the Department of Education for youth employment service program

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

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

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

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\_\_\_\_\_  
Chairman

# COMMITTEE REPORT

## SENATE

2/22/78

FURTHER: FINANCE

Date: 3-27-78

Mr. President:

HEALTH, EDUCATION AND SOCIAL  
SERVICES

The Committee on \_\_\_\_\_ has had SB 520

special appropriation to Dept. of Education for youth employment services program

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 <sup>INDIVIDUAL</sup> ~~with~~ recommendation

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

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

2 PATRICK RODEY NO REC.

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1 Glenn Hackman  
Chairman  
DO PASS

Introduced: 2/22/78  
Referred: Health, Education &  
Social Services and Finance

BY THE RULES COMMITTEE BY REQUEST  
OF THE SPECIAL EMPLOYMENT RESOURCES  
AND OPPORTUNITIES COMMITTEE

1 IN THE SENATE

2 SENATE BILL NO. 520

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Department  
7 of Education for the youth employment services program;  
8 and providing for an effective date."

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

10 \* Section 1. The sum of \$141,000 is appropriated from the general fund to  
11 the Department of Education for the youth employment services program.

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

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

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ALASKA STATE LEGISLATURE

Legislature SECOND Session

SENATE BILL NO. 52

BY THE RULES COMMITTEE BY REQUEST OF THE SPECIAL EMPLOYMENT RESOURCES AND OPPORTUNITIES COMMITTEE

"An Act making a special appropriation to the Department of Education for the youth employment services program; and providing for an effective date."

youth employment services program

Introduced in the Senate ... 2/22, 1973

HISTORY IN THE SENATE

1973	Read first time and referred to Committee on										
2 22	Health, Education & Social Services and Finance										
3 28	Reported back with HESS recommendation that <i>do pass</i> <i>&amp; no retro-finance</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
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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										
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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Absent	Absent										
Excused	Excused										
	Reported correctly engrossed Signed by Speaker Returned to Senate										
	CHIEF CLERK OF THE HOUSE										

HISTORY IN THE SENATE

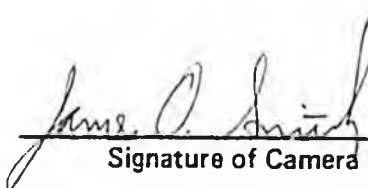
19	Received from House
	Reported correctly enrolled
	Sent to Governor
	..... By Governor
	Filed with Lt. Governor
	Chapter No. ....

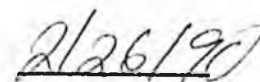


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Signature of Camera Operator

  
\_\_\_\_\_  
Date



THE LEGISLATURE OF THE STATE OF ALABAMA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 521  
 Title An Act relating to development access roads  
 Requested by Resources Date 3/3/78

II. FISCAL DETAIL

Agency Affected Natural Resources  
 Program Category Affected NRMEC  
 Budget Request Unit(s) Affected Div. of Geological & Geophysical Surveys

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-

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

No additional costs would be incurred in raising the limit from \$50,000 to \$100,000.

IV. DATE 3/3/78 PREPARED BY Patrick W. Conheady  
 AGENCY Dept. of Natural Resources  
 PHONE 465-2400  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

Original sponsor: Resources Committee

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 521

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 state participation in the costs of  
7 construction of developmental access roads; and pro-  
8 viding for an effective date."

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

10 \* Section 1. AS 19.30.020 is amended to read:

11 Sec. 19.30.020. PURPOSE. The purpose of secs. 20 - 51 of this  
12 chapter is to facilitate the commercial development of mineral resources  
13 except oil and gas, by authorizing funds to participate in construction  
14 of developmental access roads into areas where mining prospects of valid  
15 commercial promise are inaccessible to truck haulage. These access  
16 roads are to be constructed as rudimentary truck roads and to standards  
17 which can be readily improved for general public use. It is the intent  
18 of the state to participate with mineral resource developers up to 50  
19 per cent for the cost of construction [AND MAINTENANCE] of developmental  
20 access roads under secs. 20 - 51 of this chapter.

21 \* Sec. 2. AS 19.30.030(c) is amended to read:

22 (c) The commissioner of natural resources shall review the appli-  
23 cation and, if found feasible and participating funds are available, may  
24 enter into a contract in which the state will participate with the  
25 applicant in the cost of construction of the road, up to \$100,000  
26 [\$50,000] or up to 50 per cent of the cost, whichever is lower; however,  
27 the applicant shall pay for all right-of-way acquisition.

28 \* Sec. 3. AS 19.30.040 is amended by adding new subsections to read:

29 Sec. 19.30.040. CONSTRUCTION [AND MAINTENANCE].

1 (f) The road, in addition to use by the applicant, will also be  
2 open to use by the state, its agents and contractors. The applicant  
3 shall indemnify the state and hold it harmless from any claims, demands,  
4 loss, liability or expense for injury or death of persons and damage to  
5 or loss of property arising out of this restricted use.

6 (g) The state reserves the option to open the road for general use  
7 should it be considered in the state's best interest to do so and the  
8 use does not interfere materially with the applicant's use. If the  
9 option to open the road for general use is exercised, the state shall  
10 assume its fair share of maintenance costs and liability for any re-  
11 sultant personal injury or property damage.

12 \* Sec. 4. AS 19.30.045 is amended to read:

13 Sec. 19.30.045. CANADIAN MINERALS. The state may elect, at the  
14 joint discretion of the commissioners of transportation and public faci-  
15 lities and natural resources, to authorize participation in a similar  
16 manner, to that authorized in secs. 20 - 40 of this chapter, in con-  
17 struction and maintenance of developmental access roads to the Alaskan  
18 border for the development of mineral resources which are in adjacent  
19 Canadian lands if such access roads are the most feasible way of devel-  
20 oping those mineral resources, and if it is considered by the commis-  
21 sioners to be in the interest of Alaska to construct the roads; however,  
22 the state may participate up to \$100,000 [\$50,000], or up to one-third  
23 of the cost of construction [AND OF THE MAINTENANCE] of these roads in  
24 Alaska, whichever is lower.

25 \* Sec. 5. AS 19.30.040(e) is repealed.

26 \* Sec. 6. This Act takes effect immediately in accordance with AS 01.10.-  
070(c).

Introduced: 2/24/78  
Referred: Resources and  
Finance

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 SENATE BILL NO. 521

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act increasing the limit of state participation in  
7 the costs of construction of developmental access  
8 roads; and providing for an effective date."

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

10 \* Section 1. AS 19.30.030(c) is amended to read:

11 (c) The commissioner of natural resources shall review the appli-  
12 cation and, if found feasible and participating funds are available, may  
13 enter into a contract in which the state will participate with the  
14 applicant in the cost of construction of the road, up to \$100,000  
15 [\$50,000] or up to 50 per cent of the cost, whichever is lower; however,  
16 the applicant shall pay for all right-of-way acquisition.

17 \* Sec. 2. AS 19.30.045 is amended to read:

18 Sec. 19.30.045. CANADIAN MINERALS. The state may elect, at the  
19 joint discretion of the commissioners of transportation and public faci-  
20 lities and natural resources, to authorize participation in a similar  
21 manner, to that authorized in secs. 20 - 40 of this chapter, in con-  
22 struction and maintenance of developmental access roads to the Alaskan  
23 border for the development of mineral resources which are in adjacent  
24 Canadian lands if such access roads are the most feasible way of develop-  
25 ing those mineral resources, and if it is considered by the commissioners  
26 to be in the interest of Alaska to construct the roads; however, the  
27 state may participate up to \$100,000 [\$50,000], or up to one-third of the  
28 cost of construction and of the maintenance of these roads in Alaska,  
29 whichever is lower.

1 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
2 070(c).

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Original sponsor: Resources Committee

Offered: 6/16/78  
For Today's Supplemental  
Calendar

1 IN THE SENATE

BY THE RULES COMMITTEE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 521 (Rules) am H

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 state road and highway develop-  
7 ment and maintenance; and providing for an effective  
8 date."

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

10 \* Section 1. AS 19.30.020 is amended to read:

11 Sec. 19.30.020. PURPOSE. The purpose of secs. 20 - 51 of this  
12 chapter is to facilitate the commercial development of mineral re-  
13 sources [, EXCEPT OIL AND GAS,] by authorizing funds to participate in  
14 construction of developmental access roads into areas where mineral  
15 [MINING] prospects [OF VALID COMMERCIAL PROMISE] are inaccessible to  
16 truck haulage. These access roads are to be constructed as rudimentary  
17 truck roads and to standards which can be readily improved for general  
18 public use. It is the intent of the state to participate with mineral  
19 resource developers up to 50 per cent for the cost of construction [AND  
20 MAINTENANCE] of developmental access roads under secs. 20 - 51 of this  
21 chapter. This chapter is not intended to grant the power of eminent  
22 domain for private ways of necessity other than that granted in art.  
23 VIII, sec. 18 of the state constitution.

24 \* Sec. 2. AS 19.30.030(c) is amended to read:

25 (c) The commissioner of natural resources shall review the appli-  
26 cation and, if found feasible and participating funds are available, may  
27 enter into a contract in which the state will participate with the  
28 applicant in the cost of construction of the road, up to \$100,000  
29 [\$50,000] or up to 50 per cent of the cost, whichever is lower; however,

1 the applicant shall pay for all right-of-way acquisition.

2 \* Sec. 3. AS 19.30.040 is amended by adding new subsections to read:

3 Sec. 19.30.040. CONSTRUCTION [AND MAINTENANCE].

4 (f) The road, in addition to use by the applicant, will also be  
5 open to use by the state, its agents and contractors. The applicant  
6 shall indemnify the state and hold it harmless from any claims, demands,  
7 loss, liability or expense for injury or death of persons and damage to  
8 or loss of property arising out of this restricted use.

9 (g) The state reserves the option to open the road for general use  
10 should it be considered in the state's best interest to do so and the  
11 use does not interfere materially with the applicant's use. If the  
12 option to open the road for general use is exercised, the state shall  
13 assume its fair share of maintenance costs and liability for any re-  
14 sultant personal injury or property damage.

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17 joint discretion of the commissioners of transportation and public faci-  
18 lities and natural resources, to authorize participation in a similar  
19 manner, to that authorized in secs. 20 - 40 of this chapter, in con-  
20 struction and maintenance of developmental access roads to the Alaskan  
21 border for the development of mineral resources which are in adjacent  
22 Canadian lands if such access roads are the most feasible way of devel-  
23 oping those mineral resources, and if it is considered by the commis-  
24 sioners to be in the interest of Alaska to construct the roads; however,  
25 the state may participate up to \$100,000 [\$50,000], or up to one-third  
26 of the cost of construction [AND OF THE MAINTENANCE] of these roads in  
27 Alaska, whichever is lower.

28 \* Sec. 5. A 19.10 is amended by adding a new section to read:

29 Sec. 19.10.105. NORTH SLOPE ROAD. (a) The North Slope Road is

1 designated part of the state highway system, effective on the date of  
2 transfer to the state under terms of the contract between the Alyeska  
3 Pipeline Service Company and the state.

4 (b) The department may not give preferential access to the North  
5 Slope Road to any group of users. Whenever the highway is open, it  
6 shall be open to the general public in the same manner as any other  
7 state highway.

8 (c) In the event of conflict between this section and other por-  
9 tions of this title, the provisions of this section shall govern.

10 (d) The appropriate departments shall immediately conduct an  
11 impact study to determine the need for public protection of fish and  
12 game resources and the security of the trans-Alaska oil pipeline.

13 \* Sec. 6. AS 38.05.035(a) is amended by adding a new paragraph to read:

14 (15) classify and make available for disposition under state  
15 law land of the state along the North Slope Road which may, in the  
16 director's judgment, be necessary to serve the traveling public; pending  
17 classification, the director shall issue temporary-use permits for no  
18 more than a 10-year period, with subsequent renewals for 10-year terms,  
19 to applicants who agree to provide necessary services for the traveling  
20 public; the director, with the approval of the commissioner, shall  
21 determine the land to be made available under this paragraph and the  
22 limitations, conditions, and terms of the permit; the permits shall be  
23 offered at public auction to the highest bidder; after classification, a  
24 permit holder has the rights granted under the permit and the right to  
25 meet the highest bid offered at the first disposal of the land subject  
26 to the permit after the expiration of the permit.

27 \* Sec. 7. AS 44.33.020 is amended by adding a new paragraph to read:

28 (22) assist persons wishing to provide services to travelers  
29 on the North Slope Road in obtaining the use of existing facilities and

1 the creation of new facilities.

2 \* Sec. 8. AS 16.05.920 is amended by adding a new subsection to read:

3 (c) No person may operate a mechanical vehicle outside the right-  
4 of-way of the North Slope Road north of the Yukon River Bridge except as  
5 provided under state and federal law. No person may hunt within five  
6 miles of the right-of-way of the North Slope Road north of the Yukon  
7 River Bridge. Sport fishing from the right-of-way of the North Slope  
8 Road north of the Yukon River Bridge may be permitted under regulation  
9 of the Board of Fisheries.

10 \* Sec. 9. AS 19.25 is amended by adding a new section to read:

11 ARTICLE 5. MAINTENANCE OF NORTH SLOPE ROAD.

12 Sec. 19.25.270. MAINTENANCE OF NORTH SLOPE ROAD. (a) It shall be  
13 the general policy of the department to maintain the North Slope Road  
14 under bid contract.

15 (b) The procedures of the department established under AS 19.10.-  
16 170 - 19.10.250 shall be utilized in any maintenance of the North Slope  
17 Road.

18 (c) If no satisfactory bid is received, the department is respon-  
19 sible for maintenance.

20 \* Sec. 10. AS 19.30.040(e) is repealed.

21 \* Sec. 11. This Act takes effect immediately in accordance with AS 01.-  
22 10.070(c).

**COMMITTEE REPORT**  
**SENATE**

6/17/78

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

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

Mr. President:

The Committee on FINANCE has had HCS CSSB 521 (Rules) am H  
state road and highway development and maintenance

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

- recommends it do pass                       recommends it do not pass  
 recommends it do pass with attached amendment(s)  
 recommends it be replaced with CS for \_\_\_\_\_

and \_\_\_\_\_  new title       same title

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

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

\_\_\_\_\_  
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Original sponsor: Resources Committee

Offered: 6/16/78  
For Today's Supplemental  
Calendar

1 IN THE SENATE

BY THE RULES COMMITTEE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 521 (Rules) am H

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 state road and highway develop-  
7 ment and maintenance; and providing for an effective  
8 date."

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

10 \* Section 1. AS 19.30.020 is amended to read:

11 Sec. 19.30.020. PURPOSE. The purpose of secs. 20 - 51 of this  
12 chapter is to facilitate the commercial development of mineral re-  
13 sources [, EXCEPT OIL AND GAS,] by authorizing funds to participate in  
14 construction of developmental access roads into areas where mineral  
15 [MINING] prospects [OF VALID COMMERCIAL PROMISE] are inaccessible to  
16 truck haulage. These access roads are to be constructed as rudimentary  
17 truck roads and to standards which can be readily improved for general  
18 public use. It is the intent of the state to participate with mineral  
19 resource developers up to 50 per cent for the cost of construction [AND  
20 MAINTENANCE] of developmental access roads under secs. 20 - 51 of this  
21 chapter. This chapter is not intended to grant the power of eminent  
22 domain for private ways of necessity other than that granted in art.  
23 VIII, sec. 18 of the state constitution.

24 \* Sec. 2. AS 19.30.030(c) is amended to read:

25 (c) The commissioner of natural resources shall review the appli-  
26 cation and, if found feasible and participating funds are available, may  
27 enter into a contract in which the state will participate with the  
28 applicant in the cost of construction of the road, up to \$100,000  
29 [\$50,000] or up to 50 per cent of the cost, whichever is lower; however,

1 the applicant shall pay for all right-of-way acquisition.

2 \* Sec. 3. AS 19.30.040 is amended by adding new subsections to read:

3 Sec. 19.30.040. CONSTRUCTION [AND MAINTENANCE].

4 (f) The road, in addition to use by the applicant, will also be  
5 open to use by the state, its agents and contractors. The applicant  
6 shall indemnify the state and hold it harmless from any claims, demands,  
7 loss, liability or expense for injury or death of persons and damage to  
8 or loss of property arising out of this restricted use.

9 (g) The state reserves the option to open the road for general use  
10 should it be considered in the state's best interest to do so and the  
11 use does not interfere materially with the applicant's use. If the  
12 option to open the road for general use is exercised, the state shall  
13 assume its fair share of maintenance costs and liability for any re-  
14 sultant personal injury or property damage.

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8 (c) In the event of conflict between this section and other por-  
9 tions of this title, the provisions of this section shall govern.

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19 sible for maintenance.

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21 \* Sec. 11. This act takes effect immediately in accordance with AS 01.-  
22 10.070(c).

ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

SENATE BILL NO. 521

By THE RESOURCES COMMITTEE

"An Act increasing the limit of state participation in the costs of construction of developmental access roads; and providing for an effective date."

Introduced in the Senate 3/24/78, 1978

HISTORY IN THE SENATE

19 78	Read first time and referred to Committee on
2 24	Resources and Finance
3 2	Reported back with <i>Resources</i> recommendation that <i>6 to pass</i>
5 9	<i>increased to Finance</i> <i>7 to replace w/CS</i> <i>6 to pass - Rules</i>
5 10	<i>Rule: Calendar</i>
5 11	Read second time and <i>CS adopted</i> <i>amended &amp;</i> <i>ad</i>
5 11	Read third time and
5 11	PASS <i>ad</i> Effective Date Yeas 14 Yeas <i>same</i> Nays 0 Nays Absent 0 Absent Excused - Excused
	Reconsideration
	PASS Effective Date Yeas Yeas Nays Nays Absent Absent Excused Excused
3 11	Reported correctly engrossed
3 11	Signed by President
3 11	Sent to House
	<i>Reggie Mulligan</i> SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19 78	Read first time and referred to Committee on
May 12	<i>Resources</i> <i>Finance</i>
May 17	Reported back with recommendation that <i>Resources rep - HCS</i> <i>Finance - 20 Finance</i> <i>Finance rep - HCS by Res</i> <i>Finance - 20 Rules</i> <i>Rule sp - 10CS (Pub) 20 days</i>
June 15	
June 16	Read second time and
June 16	<i>HCS (Rule) adopted</i> <i>amended rule</i>
June 16	Read third time and
June 17	<i>Rec called up</i>
June 16	PASS <i>ad</i> Effective Date Yeas 29 Yeas Nays 2 Nays Absent - Absent <i>same</i> Excused 7 Excused
June 16	Reconsideration
June 17	PASS <i>ad</i> Effective Date Yeas 30 Yeas Nays 5 Nays Absent - Absent <i>same</i> Excused 5 Excused
June 17	Reported correctly engrossed
June 17	Signed by Speaker
June 17	Returned to Senate
	<i>David Jackson</i> CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19 78	Received from House
6 17	<i>? Report to Finance</i> <i>17-1-2</i>
	Reported correctly enrolled
	Sent to Governor
	..... By Governor
	Filed with Lt. Governor
	Chapter No. ....