

LEG. FINANCE - BILLS 1979 - 1980 1014

HB 19 cont., thru HB 21 1014

February 23, 1979

The Honorable Charles Parr
House of Representatives
State of Alaska
Pouch V
Juneau, Alaska 99811

Dear Mr. Parr:

This department has reviewed HB 19, an act relating to agricultural and industrial fairs, and would like to offer the following amendments for your consideration:

1. Page 1, line 11: delete from the word "following" through the amount \$25,000 on line 12, and insert in lieu thereof: "\$75,000."

This amendment would allow the five major fairs held in the State to obtain higher grants and attendantly offer a wider range of exhibits, displays, demonstrations, premiums and prizes. All warrant increased state support. The present working of HB 19 would limit the increased grants to the fairs held at Fairbanks and Palmer, while omitting increased grants to the other major fairs in Kodiak, Bethel and Haines.

2. Page 1, line 16, delete the words "equal to" and insert in lieu thereof: "which, when added to the value of donations allowed under (c) of this section, equals:

Page 1, line 17, between the words "and" insert the following: "unless they";

Add a new Section 2 to read as follows:

*Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

(c) For the purpose of matching state fair aid allocations, those fairs whose local resources are not sufficient to match dollar for dollar may, in preparing their annual reports, place a reasonable itemized monetary value on donated labor, materials and equipment used in the construction, repairing and maintenance

The Honorable
Charles Parr

-2-

February 23, 1979

of fair grounds, buildings and facilities in lieu of dollar matching up to 50 percent of their annual requests. The commissioner shall determine when local resources are insufficient to allow the community to match the amount of state aid requested under (a) of this section, and shall approve the reasonableness of the value assigned to donations by the fair.

These amendments would allow the smaller fairs to match state grants with in-kind services and donated materials. This practice is presently being done by a number of the smaller fairs and facilitates expansion of the scope of the fairs.

3. Add the following to Sec. 2 of the bill:

(d) Premiums and prizes that qualify for listing for allocation purposes under this section shall be those paid for exhibits and educational contests, displays, and demonstrations of an educational nature. This does not include prizes or premiums for promotion or entertainment activities such as queen contests, parades, dances, rodeos or races. A listing of fund allocations under this section containing the names of all premium and prize winners, including the amount and value of all awards, shall be maintained by the fair association.

Add a new section 3 to read as follows:

*Sec. 3 AS 03.20 is amended by adding a new section to read:

Sec. 03.20.080 Definitions. As used in this chapter an "agricultural and industrial fair" means a fair, the major focus of which is displays, exhibitions, demonstrations, contests or promotions of agricultural or industrial concern to the region in which the fair is located.

These amendments clarify the purposes for which the grant program is aimed. The promotion of agriculture or industry within a region should be the only purposes funded under this program.

Sincerely,

Patrick W. Conheady
Special Assistant
to the Commissioner

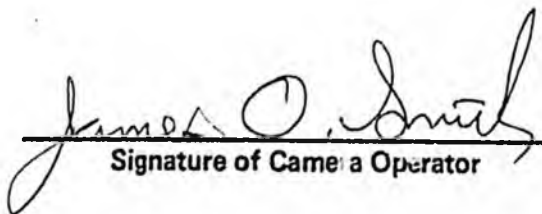
PC:cb



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

CSHB 19 am

SENATE FINANCE COMMITTEE
BILL CHECKLIST

1. Committee Copy-Current Bill
 2. History Cover Form
 3. Printed Copies:
 - Original Bill
 - Committee Substitutes or Amendments
 4. SFC Committee Report Form
 5. Fiscal Information:
 - Note in File CSHB 19
 - Note Requested _____ Date _____
 - Other Financial Backup _____
(See Below) _____
- Backup:
- Handouts _____
 - Letter from Governor _____
 - Letter from Sponsor _____
 - Completed Committee Reports _____
 - Committee _____
 - Other _____

COMMITTEE REPORT
SENATE

3/27/79

FURTHER:

Date: April 12, 1979

Mr. President:

The Committee on FINANCE has had CSHB 19 am
relating to agricultural and industrial fairs

under consideration and (a majority of the committee) (the committee)
reports it back with the following recommendations:

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

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]

Bill Ray

Clay Hacking

[Signature]

Lombardi

[Signature]
CHAIRMAN

Do Pass

A M E N D M E N T

OFFERED IN THE SENATE:

By: Finance Committee

To: _____ SENATE BILL No. _____
Committee Substitute for HOUSE BILL No. 19 am

PAGE: 1

LINE: 14

Delete "beyond four years"

Original sponsors: Parr and Rogers

Offered: 3/15/79

Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 19 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs;
7 and providing for an effective date."

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

9 * Section 1. AS 03.20.020(a) is amended to read:

10 (a) Fairs may be held each year in each of the house election dis-
11 tricts, and state aid for the operation and maintenance of the fairs may
12 not exceed a basic grant of \$10,000; however, fairs in existence five
13 years or longer may receive an increment grant not to exceed \$2,500 a
14 year of existence beyond four years to a maximum of \$75,000 [THE SUM OF
15 \$25,000 EACH FOR FAIRS HAVING AN ANNUAL EVENT THE 10 PREVIOUS YEARS AND
16 MAY NOT EXCEED \$8,000 FOR OTHER FAIRS HELD ANNUALLY]. The people of
17 each district sponsoring a fair are not eligible for state aid unless
18 they subscribe to spend from their own funds for that purpose an amount
19 equal to the amount of the state aid and have or organize an agricul-
20 tural and industrial fair association for the operation and maintenance
21 of the fairs. Each fair receiving state aid is open to entries by the
22 people of the whole state and special provision shall be made for
23 exhibits from boys' and girls' clubs.

24 * Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

25 (c) For the purpose of matching state fair aid allocations, a fair
26 whose local resources are not sufficient to match dollar for dollar may,
27 in preparing its annual report, place a reasonable itemized monetary
28 value on donated labor, materials, and equipment used in the construc-
29 tion, repairing and maintenance of fairgrounds, buildings, and facili-

1 ties in place of dollar matching up to 50 per cent of its annual
2 requests. The commissioner shall determine when local resources are
3 insufficient to allow the community to match the amount of state aid
4 requested under (a) of this section, and shall approve the reasonable-
5 ness of the value assigned the donations by the fair.

6 (d) Premiums and prizes that qualify for listing for allocation
7 purposes under this section shall be those paid for exhibits and edu-
8 cational contests, displays, and demonstrations of an educational
9 nature. This does not include prizes or premiums for promotion or
10 entertainment activities such as queen contests, parades, dances,
11 rodeos, or races. A listing of fund allocations under this section
12 containing the names of all premium and prize winners, including the
13 amount and value of all awards, shall be maintained by the fair associa-
14 tion.

15 * Sec. 3. AS 03.20.080 is amended by adding a new paragraph to read:

16 (2) "agricultural and industrial fair" means a fair, the
17 major focus of which is displays, exhibitions, demonstrations, contests
18 or promotions of agricultural or industrial concern to the region in
19 which the fair is located, or any fair which, prior to the effective
20 date of this Act, has received a grant under this chapter.

21 * Sec. 4. This Act takes effect July 1, 1980.
22
23
24
25
26
27
28
29

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHB 19
Title An act relating to agricultural and industrial fairs
Requested by Legislative Finance Date 3/15/78

II. FISCAL DETAIL

Agency Affected Department of Natural Resources
Program Category Affected Development
Budget Request Unit(s) Affected State Fair Operations

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.			171.7	181.7	191.7	201.7
TOTAL		-0-	171.7	181.7	191.7	201.7

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-	171.7	181.7	191.7	201.7
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

NOTE: Fiscal Note computations are based on maximum amount allowable under Committee Substitute. Currently the maximum amount allowable to fairs is \$123,000, while grants total only 158.3. It is estimated that fairs held at Ninilchik and Bethel, while eligible for substantial increases, would continue to remain far below the limit.

Years of Operation (as of 1979): Tanana - 48; Palmer - 43; Ninilchik - 28; Bethel - 17; Haines - 11; Kodiak - 11; Chevak - 3.

IV. DATE 3/15/79

PREPARED BY Patrick W. Conhady
AGENCY Department of Natural Resources
PHONE 465-2400

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

Original sponsors: Parr and Rogers

Offered: 3/15/79
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 19 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs;
7 and providing for an effective date."

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

9 * Section 1. AS 03.20.020(a) is amended to read:

10 (a) Fairs may be held each year in each of the house election dis-
11 tricts, and state aid for the operation and maintenance of the fairs may
12 not exceed a basic grant of \$10,000; however, fairs in existence five
13 years or longer may receive an increment grant not to exceed \$2,500 a
14 year of existence beyond four years to a maximum of \$75,000 [THE SUM OF
15 \$25,000 EACH FOR FAIRS HAVING AN ANNUAL EVENT THE 10 PREVIOUS YEARS AND
16 MAY NOT EXCEED \$8,000 FOR OTHER FAIRS HELD ANNUALLY]. The people of
17 each district sponsoring a fair are not eligible for state aid unless
18 they subscribe to spend from their own funds for that purpose an amount
19 equal to the amount of the state aid and have or organize an agricul-
20 tural and industrial fair association for the operation and maintenance
21 of the fairs. Each fair receiving state aid is open to entries by the
22 people of the whole state. Special provision shall be made for
23 exhibits from boys' and girls' clubs.

24 * Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

25 (c) For the purpose of matching state fair aid allocations, a fair
26 whose local resources are not sufficient to match dollar for dollar may,
27 in preparing its annual report, place a reasonable itemized monetary
28 value on donated labor, materials, and equipment used in the construc-
29 tion, repairing and maintenance of fairgrounds, buildings, and facili-

Original sponsors: Parr and Rogers

Offered: 3/15/79

Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 19

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs;
7 and providing for an effective date."

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

9 * Section 1. AS 03.20.020(a) is amended to read:

10 (a) Fairs may be held each year in each of the house election dis-
11 tricts, and state aid for the operation and maintenance of the fairs may
12 not exceed a basic grant of \$10,000; however, fairs in existence five
13 years or longer may receive an increment grant not to exceed \$2,500 a
14 year of existence beyond four years to a maximum of \$75,000 [THE S.M OF
15 \$25,000 EACH FOR FAIRS HAVING AN ANNUAL EVENT THE 10 PREVIOUS YEARS AND
16 MAY NOT EXCEED \$8,000 FOR OTHER FAIRS HELD ANNUALLY]. The people of
17 each district sponsoring a fair are not eligible for state aid unless
18 they subscribe to spend from their own funds for that purpose an amount
19 equal to the amount of the state aid and have or organize an agricul-
20 tural and industrial fair association for the operation and maintenance
21 of the fairs. Each fair receiving state aid is open to entries by the
22 people of the whole state and special provision shall be made for
23 exhibits from boys' and girls' clubs.

24 * Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

25 (c) For the purpose of matching state fair aid allocations, a fair
26 whose local resources are not sufficient to match dollar for dollar may,
27 in preparing its annual report, place a reasonable itemized monetary
28 value on donated labor, materials, and equipment used in the construc-
29 tion, repairing and maintenance of fairgrounds, buildings, and facili-

CORRECTION

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

Original sponsors: Parr and Rogers

Offered: 3/15/79

Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 19 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs;
7 and providing for an effective date."

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

9 * Section 1. AS 03.20.020(a) is amended to read:

10 (a) Fairs may be held each year in each of the house election dis-
11 tricts, and state aid for the operation and maintenance of the fairs may
12 not exceed a basic grant of \$10,000; however, fairs in existence five
13 years or longer may receive an increment grant not to exceed \$2,500 a
14 year of existence beyond four years to a maximum of \$75,000 [THE SUM OF
15 \$25,000 EACH FOR FAIRS HAVING AN ANNUAL EVENT THE 10 PREVIOUS YEARS AND
16 MAY NOT EXCEED \$8,000 FOR OTHER FAIRS HELD ANNUALLY]. The people of
17 each district sponsoring a fair are not eligible for state aid unless
18 they subscribe to spend from their own funds for that purpose an amount
19 equal to the amount of the state aid and have or organize an agricul-
20 tural and industrial fair association for the operation and maintenance
21 of the fairs. Each fair receiving state aid is open to entries by the
22 people of the whole state and special provision shall be made for
23 exhibits from boys' and girls' clubs.

24 * Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

25 (c) For the purpose of matching state fair aid allocations, a fair
26 whose local resources are not sufficient to match dollar for dollar may,
27 in preparing its annual report, place a reasonable itemized monetary
28 value on donated labor, materials, and equipment used in the construc-
29 tion, repairing and maintenance of fairgrounds, buildings, and facili-

1 ties in place of dollar matching up to 50 per cent of its annual
2 requests. The commissioner shall determine when local resources are
3 insufficient to allow the community to match the amount of state aid
4 requested under (a) of this section, and shall approve the reasonable-
5 ness of the value assigned the donations by the fair.

6 (d) Premiums and prizes that qualify for listing for allocation
7 purposes under this section shall be those paid for exhibits and edu-
8 cational contests, displays, and demonstrations of an educational
9 nature. This does not include prizes or premiums for promotion or
10 entertainment activities such as queen contests, parades, dances,
11 rodeos, or races. A listing of fund allocations under this section
12 containing the names of all premium and prize winners, including the
13 amount and value of all awards, shall be maintained by the fair associa-
14 tion.

15 * Sec. 3. AS 03.20.080 is amended by adding a new paragraph to read:

16 (2) "agricultural and industrial fair" means a fair, the
17 major focus of which is displays, exhibitions, demonstrations, contests
18 or promotions of agricultural or industrial concern to the region in
19 which the fair is located, or any fair which, prior to the effective
20 date of this Act, has received a grant under this chapter.

21 * Sec. 4. This Act takes effect July 1, 1980.
22
23
24
25
26
27
28
29

Original sponsors: Parr and Rogers

Offered: 3/15/79
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 19

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs;
7 and providing for an effective date."

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

9 * Section 1. AS 03.20.020(a) is amended to read:

10 (a) Fairs may be held each year in each of the house election dis-
11 tricts, and state aid for the operation and maintenance of the fairs may
12 not exceed a basic grant of \$10,000; however, fairs in existence five
13 years or longer may receive an increment grant not to exceed \$2,500 a
14 year of existence beyond four years to a maximum of \$75,000 [THE SUM OF
15 \$25,000 EACH FOR FAIRS HAVING AN ANNUAL EVENT THE 10 PREVIOUS YEARS AND
16 MAY NOT EXCEED \$8,000 FOR OTHER FAIRS HELD ANNUALLY]. The people of
17 each district sponsoring a fair are not eligible for state aid unless
18 they subscribe to spend from their own funds for that purpose an amount
19 equal to the amount of the state aid and have or organize an agricul-
20 tural and industrial fair association for the operation and maintenance
21 of the fairs. Each fair receiving state aid is open to entries by the
22 people of the whole state and special provision shall be made for
23 exhibits from boys' and girls' clubs.

24 * Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

25 (c) For the purpose of matching state fair aid allocations, a fair
26 whose local resources are not sufficient to match dollar for dollar may,
27 in preparing its annual report, place a reasonable itemized monetary
28 value on donated labor, materials, and equipment used in the construc-
29 tion, repairing and maintenance of fairgrounds, buildings, and facili-

1 ties in place of dollar matching up to 50 per cent of its annual
2 requests. The commissioner shall determine when local resources are
3 insufficient to allow the community to match the amount of state aid
4 requested under (a) of this section, and shall approve the reasonable-
5 ness of the value assigned the donations by the fair.

6 (d) Premiums and prizes that qualify for listing for allocation
7 purposes under this section shall be those paid for exhibits and edu-
8 cational contests, displays, and demonstrations of an educational
9 nature. This does not include prizes or premiums for promotion or
10 entertainment activities such as queen contests, parades, dances,
11 rodeos, or races. A listing of fund allocations under this section
12 containing the names of all premium and prize winners, including the
13 amount and value of all awards, shall be maintained by the fair associa-
14 tion.

15 * Sec. 3. AS 03.20.080 is amended by adding a new paragraph to read:

16 (2) "agricultural and industrial fair" means a fair, the
17 major focus of which is displays, exhibitions, demonstrations, contests
18 or promotions of agricultural or industrial concern to the region in
19 which the fair is located.

20 * Sec. 4. This Act takes effect July 1, 1980.
21
22
23
24
25
26
27
28
29

Introduced: 1/24/79
Referred: Finance

1 IN THE HOUSE

BY PARR AND ROGERS

2 HOUSE BILL NO. 19

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs."

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

8 * Section 1. AS 03.20.020(a) is amended to read:

9 (a) Fairs may be held each year in each of the house election dis-
10 tricts, and state aid for the operation and maintenance of the fairs may
11 not exceed the following sums: \$75,000 each for fairs having an annual
12 event the 30 previous years; [SUM OF] \$25,000 each for fairs having an
13 annual event the 10 previous years; and [MAY NOT EXCEED] \$8,000 each for
14 other fairs held annually. The people of each district sponsoring a
15 fair are not eligible for state aid unless they subscribe to spend from
16 their own funds for that purpose an amount equal to the amount of the
17 state aid and have or organize an agricultural and industrial fair
18 association for the operation and maintenance of the fairs. Each fair
19 receiving state aid is open to entries by the people of the whole state
20 and special provision shall be made for exhibits from boys' and girls'
21 clubs.

22

23

24

25

26

27

28

29



RECORDS CERTIFICATION



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

James O. Smith
Signature of Camera Operator

3/8/90
Date

CSHB 19 am

SENATE FINANCE COMMITTEE
BILL CHECKLIST

1. Committee Copy-Current Bill ✓
2. History Cover Form ✓
3. Printed Copies:
 - Original Bill ✓
 - Committee Substitutes or
Amendments ✓
4. SFC Committee Report Form ✓
5. Fiscal Information:
 - Note in File ✓ CSHB 19 _____
 - Note Requested _____ Date _____
 - Other Financial Backup _____
 - (See Pelow) _____
- Backup:
 - Handouts _____
 - Letter from Governor _____
 - Letter from Sponsor _____
 - Completed Committee Reports _____
 - Committee _____
 - Other _____

AMENDMENT

OFFERED IN THE SENATE:

BY: Finance Committee

To: _____ SENATE BILL No. _____
Committee Substitute for HOUSE BILL No. 19 am

PAGE: 1

LINE: 14

Delete "beyond four years"

Original sponsors: Parr and Rogers

Offered: 3/15/79

Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 19 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs;
7 and providing for an effective date."

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

9 *Section 1. AS 03.20.020(a) is amended to read:

10 (a) Fairs may be held each year in each of the house election dis-
11 tricts, and state aid for the operation and maintenance of the fairs may
12 not exceed a basic grant of \$10,000; however, fairs in existence five
13 years or longer may receive an increment grant not to exceed \$2,500 a
14 year of existence beyond four years to a maximum of \$75,000 [THE SUM OF
15 \$25,000 EACH FOR FAIRS HAVING AN ANNUAL EVENT THE 10 PREVIOUS YEARS AND
16 MAY NOT EXCEED \$8,000 FOR OTHER FAIRS HELD ANNUALLY]. The people of
17 each district sponsoring a fair are not eligible for state aid unless
18 they subscribe to spend from their own funds for that purpose an amount
19 equal to the amount of the state aid and have or organize an agricul-
20 tural and industrial fair association for the operation and maintenance
21 of the fairs. Each fair receiving state aid is open to entries by the
22 people of the whole state and special provision shall be made for
23 exhibits from boys' and girls' clubs.

24 * Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

25 (c) For the purpose of matching state fair aid allocations, a fair
26 whose local resources are not sufficient to match dollar for dollar may,
27 in preparing its annual report, place a reasonable itemized monetary
28 value on donated labor, materials, and equipment used in the construc-
29 tion, repairing and maintenance of fairgrounds, buildings, and facili-

1 ties in place of dollar matching up to 50 per cent of its annual
2 requests. The commissioner shall determine when local resources are
3 insufficient to allow the community to match the amount of state aid
4 requested under (a) of this section, and shall approve the reasonable-
5 ness of the value assigned the donations by the fair.

6 (d) Premiums and prizes that qualify for listing for allocation
7 purposes under this section shall be those paid for exhibits and edu-
8 cational contests, displays, and demonstrations of an educational
9 nature. This does not include prizes or premiums for promotion or
10 entertainment activities such as queen contests, parades, dances,
11 rodeos, or races. A listing of fund allocations under this section
12 containing the names of all premium and prize winners, including the
13 amount and value of all awards, shall be maintained by the fair associa-
14 tion.

15 * Sec. 3. AS 03.20.080 is amended by adding a new paragraph to read:

16 (2) "agricultural and industrial fair" means a fair, the
17 major focus of which is displays, exhibitions, demonstrations, contests
18 or promotions of agricultural or industrial concern to the region in
19 which the fair is located, or any fair which, prior to the effective
20 date of this Act, has received a grant under this chapter.

21 * Sec. 4. This Act takes effect July 1, 1980.
22
23
24
25
26
27
28
29

THE LEGISLATURE OF THE STATE OF ALASKA
EJ,EVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHR 19
 Title An act relating to agricultural and industrial fairs
 Requested by Legislative Finance Date 3/15/78

II. FISCAL DETAIL

Agency Affected Department of Natural Resources
 Program Category Affected Development
 Budget Request Unit(s) Affected State Fair Operations

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.			171.7	181.7	191.7	201.7
TOTAL		-0-	171.7	181.7	191.7	201.7

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-	171.7	181.7	191.7	201.7
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

NOTE: Fiscal Note computations are based on maximum amount allowable under Committee Substitute. Currently the maximum amount allowable to fairs is \$183,000, while grants total only 158.3. It is estimated that fairs held at Ninilchik and Bethel, while eligible for substantial increases, would continue to main far below the limit.

Years of Operation (as of 1979): Tanana - 48; Palmer - 43; Ninilchik - 28; Bethel - 17; Haines - 11; Kodiak - 11; Chevak - 3.

IV. DATE 3/15/79

PREPARED BY Patrick W. Conheady
 AGENCY Department of Natural Resources
 PHONE 465-2400

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

Original sponsors: Parr and Rogers

Offered: 3/15/79
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 19 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs;
7 and providing for an effective date."

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

9 * Section 1. AS 03.20.020(a) is amended to read:

10 (a) Fairs may be held each year in each of the house election dis-
11 tricts, and state aid for the operation and maintenance of the fairs may
12 not exceed a basic grant of \$10,000; however, fairs in existence five
13 years or longer may receive an increment grant not to exceed \$2,500 a
14 year of existence beyond four years to a maximum of \$75,000 [THE SUM OF
15 \$25,000 EACH FOR FAIRS HAVING AN ANNUAL EVENT THE 10 PREVIOUS YEARS AND
16 MAY NOT EXCEED \$8,000 FOR OTHER FAIRS HELD ANNUALLY]. The people of
17 each district sponsoring a fair are not eligible for state aid unless
18 they subscribe to spend from their own funds for that purpose an amount
19 equal to the amount of the state aid and have or organize an agricul-
20 tural and industrial fair association for the operation and maintenance
21 of the fairs. Each fair receiving state aid is open to entries by the
22 people of the whole state and special provision shall be made for
23 exhibits from boys' and girls' clubs.

24 * Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

25 (c) For the purpose of matching state fair aid allocations, a fair
26 whose local resources are not sufficient to match dollar for dollar may,
27 in preparing its annual report, place a reasonable itemized monetary
28 value on donated labor, materials, and equipment used in the construc-
29 tion, repairing and maintenance of fairgrounds, buildings, and facili-

1 ties in place of dollar matching up to 50 per cent of its annual
2 requests. The commissioner shall determine when local resources are
3 insufficient to allow the community to match the amount of state aid
4 requested under (a) of this section, and shall approve the reasonable-
5 ness of the value assigned the donations by the fair.

6 (d) Premiums and prizes that qualify for listing for allocation
7 purposes under this section shall be those paid for exhibits and edu-
8 cational contests, displays, and demonstrations of an educational
9 nature. This does not include prizes or premiums for promotion or
10 entertainment activities such as queen contests, parades, dances,
11 rodeos, or races. A listing of fund allocations under this section
12 containing the names of all premium and prize winners, including the
13 amount and value of all awards, shall be maintained by the fair associa-
14 tion.

15 * Sec. 3. AS 03.20.080 is amended by adding a new paragraph to read:

16 (2) "agricultural and industrial fair" means a fair, the
17 major focus of which is displays, exhibitions, demonstrations, contests
18 or promotions of agricultural or industrial concern to the region in
19 which the fair is located, or any fair which, prior to the effective
20 date of this Act, has received a grant under this chapter.

21 * Sec. 4. This Act takes effect July 1, 1980.
22
23
24
25
26
27
28
29

Original sponsors: Parr and Rogers

Offered: 3/15/79
Referred: Rules

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 19

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs;
7 and providing for an effective date."

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

9 * Section 1. AS 03.20.020(a) is amended to read:

10 (a) Fairs may be held each year in each of the house election dis-
11 tricts, and state aid for the operation and maintenance of the fairs may
12 not exceed a basic grant of \$10,000; however, fairs in existence five
13 years or longer may receive an increment grant not to exceed \$2,500 a
14 year of existence beyond four years to a maximum of \$75,000 [THE SUM OF
15 \$25,000 EACH FOR FAIRS HAVING AN ANNUAL EVENT THE 10 PREVIOUS YEARS AND
16 MAY NOT EXCEED \$8,000 FOR OTHER FAIRS HELD ANNUALLY]. The people of
17 each district sponsoring a fair are not eligible for state aid unless
18 they subscribe to spend from their own funds for that purpose an amount
19 equal to the amount of the state aid and have or organize an agricul-
20 tural and industrial fair association for the operation and maintenance
21 of the fairs. Each fair receiving state aid is open to entries by the
22 people of the whole state and special provision shall be made for
23 exhibits from boys' and girls' clubs.

24 * Sec. 2. AS 03.20.020 is amended by adding new subsections to read:

25 (c) For the purpose of matching state fair aid allocations, a fair
26 whose local resources are not sufficient to match dollar for dollar may,
27 in preparing its annual report, place a reasonable itemized monetary
28 value on donated labor, materials, and equipment used in the construc-
29 tion, repairing and maintenance of fairgrounds, buildings, and facili-

1 ties in place of dollar matching up to 50 per cent of its annual
2 requests. The commissioner shall determine when local resources are
3 insufficient to allow the community to match the amount of state aid
4 requested under (a) of this section, and shall approve the reasonable-
5 ness of the value assigned the donations by the fair.

6 (d) Premiums and prizes that qualify for listing for allocation
7 purposes under this section shall be those paid for exhibits and edu-
8 cational contests, displays, and demonstrations of an educational
9 nature. This does not include prizes or premiums for promotion or
10 entertainment activities such as queen contests, parades, dances,
11 rodeos, or races. A listing of fund allocations under this section
12 containing the names of all premium and prize winners, including the
13 amount and value of all awards, shall be maintained by the fair associa-
14 tion.

15 * Sec. 3. AS 03.20.080 is amended by adding a new paragraph to read:

16 (2) "agricultural and industrial fair" means a fair, the
17 major focus of which is displays, exhibitions, demonstrations, contests
18 or promotions of agricultural or industrial concern to the region in
19 which the fair is located.

20 * Sec. 4. This Act takes effect July 1, 1980.

Introduced: 1/24/79
Referred: Finance

1 IN THE HOUSE

BY PARR AND ROGERS

2 HOUSE BILL NO. 19

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to agricultural and industrial fairs."

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

8 * Section 1. AS 03.20.020(a) is amended to read:

9 (a) Fairs may be held each year in each of the house election dis-
10 tricts, and state aid for the operation and maintenance of the fairs may
11 not exceed the following sums: \$75,000 each for fairs having an annual
12 event the 30 previous years; [SUM OF] \$25,000 each for fairs having an
13 annual event the 10 previous years; and [MAY NOT EXCEED] \$8,000 each for
14 other fairs held annually. The people of each district sponsoring a
15 fair are not eligible for state aid unless they subscribe to spend from
16 their own funds for that purpose an amount equal to the amount of the
17 state aid and have or organize an agricultural and industrial fair
18 association for the operation and maintenance of the fairs. Each fair
19 receiving state aid is open to entries by the people of the whole state
20 and special provision shall be made for exhibits from boys' and girls'
21 clubs.

22

23

24

25

26

27

28

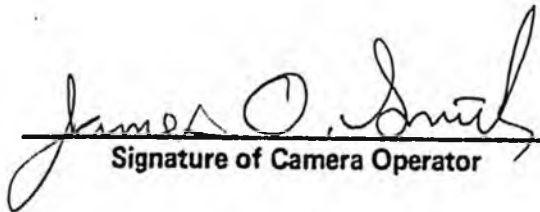
29

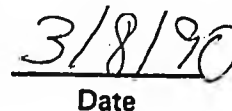


RECORDS CERTIFICATION



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

CSHB 20 (Jud)

SENATE FINANCE COMMITTEE
BILL CHECKLIST

1. Committee Copy-Current Bill

✓

2. History Cover Form

✓

3. Printed Copies:
Original Bill
Committee Substitutes or
Amendments

✓

✓

4. SFC Committee Report Form

✓

5. Fiscal Information:

Note in File

Note Requested ✓ Date

Other Financial Backup
(See Below)

3/29/79

Backup:

Handouts

Letter from Governor

Letter from Sponsor

Completed Committee Reports
Committee _____

Other

Original sponsors: Miller, Gardiner
and Duncan

Offered: 4/28/79

1 IN THE HOUSE

BY THE RULES COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 20 (Rules)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state loan programs and the loan
7 programs of state agencies; and providing for an effec-
8 tive date."

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

10 * Section 1. AS 16.10.310(a)(1)(C) is amended to read:

11 (C) corporations, partnerships, or joint ventures, 100
12 per cent of which are owned by individual commercial fishermen who
13 have been state residents for a continuous period of five years
14 immediately preceding the date of application for a loan under
15 AS 16.10.300 - 16.10.370 and have had a crewmember or commercial
16 fishing license under AS 16.05.480 or a permit under AS 16.43 for
17 any one [THREE] of the past five years, and who actively partici-
18 pated in the fishery during that period, for the repair, restora-
19 tion or upgrading of existing vessels and gear, for the purchase of
20 gear, and for the construction and purchase of vessels; [.]

21 * Sec. 2. AS 16.10.320(a)(3) is amended to read:

22 (3) may not bear interest exceeding nine and one-half [SEVEN]
23 per cent;

24 * Sec. 3. AS 16.10.320(a)(5) is amended to read:

25 (5) may not exceed 75 per cent of the appraised value of the
26 collateral used to secure the loan, except that a loan granted under
27 AS 16.10.333 for the purchase of an Alaska limited entry permit may not
28 exceed an amount determined in accordance with (f) of this section.

29 * Sec. 4. AS 16.10.320(c)(4) is amended to read:

1 (4) may not bear interest exceeding nine and one-half [SEVEN]
2 per cent [, EXCEPT THAT LOANS GRANTED UNDER THIS SUBSECTION MAY BEAR
3 INTEREST AT A RATE NOT TO EXCEED EIGHT PER CENT IF THE COMMISSIONER
4 DETERMINES THAT AN INCREASE IN THE INTEREST RATE IS NECESSARY FOR THE
5 SECURITY OF THE LOAN].

6 * Sec. 5. AS 16.10.320(d) is amended to read:

7 (d) A loan may not be made to a borrower under AS 16.10.300 -
8 16.10.370 if it would result in an outstanding debt of the borrower to
9 the commercial fishing revolving loan fund in excess of \$500,000, exclud-
10 ing outstanding debt incurred under (c) of this section. A borrower
11 under AS 16.10.300 - 16.10.370 may use up to 49 per cent of the amount
12 borrowed to refinance any outstanding loans of the borrower regardless
13 of the source of the loans, if the outstanding loans were made for any
14 of the purposes described in AS 16.10.310 [EXCEPT AS PROVIDED IN (e) OF
15 THIS SECTION, NO MORE THAN ONE COMMERCIAL FISHING LOAN MAY BE MADE TO A
16 PERSON FOR THE PURCHASE, CONSTRUCTION, REPAIR OR UPGRADING OF A FISHING
17 VESSEL OR ITS GEAR]. A loan to an associate of the borrower is con-
18 sidered to be a loan to the borrower. For the purposes of this section,
19 "associate of the borrower" means

20 (1) a corporation or other organization of which the borrower
21 is an officer, director or partner, or is, directly or indirectly, the
22 beneficial owner of 10 per cent or more of any class of equity securi-
23 ties;

24 (2) a person who is, directly or indirectly, the beneficial
25 owner of 10 per cent or more of any class of equity securities of the
26 borrower;

27 (3) a trust or other estate in which the borrower has a sub-
28 stantial beneficial interest or as to which the borrower serves as
29 trustee or in a similar fiduciary capacity[;

1 (4) A RELATIVE OR SPOUSE OF THE BORROWER OR A RELATIVE OF THE
2 SPOUSE, WHO HAS THE SAME HOME AS THE BORROWER;

3 (5) A PERSON DIRECTLY OR INDIRECTLY CONTROLLING, CONTROLLED
4 BY, OR UNDER COMMON CONTROL WITH, THE BORROWER].

5 * Sec. 6. AS 16.10.320(e)(4) is amended to read:

6 (4) may not bear interest exceeding nine and one-half [SEVEN].
7 per cent; and

8 * Sec. 7. AS 16.10.320 is amended by adding a new subsection to read:

9 (f) A loan granted under AS 16.10.333(a) for the purchase of an
10 Alaska limited entry permit may not exceed 90 per cent of the appraised
11 value of the collateral used to secure the loan.

12 * Sec. 8. AS 16.10.330(b) is amended to read:

13 (b) The commissioner of commerce and economic development may sell
14 or transfer at par value to the Department of Revenue the mortgages,
15 bonds and notes held by the Department of Commerce and Economic Develop-
16 ment as security for loans made under this chapter. However, the commis-
17 sioner of commerce and economic development may not transfer an interest
18 in a vessel documented under the laws of the United States to the Depart-
19 ment of Revenue, except as permitted by the Ship Mortgage Act of 1920
20 (46 U.S.C. secs. 911 - 984; 41 Stat. 1000), as amended, and the Shipping
21 Act of 1916 (46 U.S.C. secs. 801 - 842; 39 Stat. 728), as amended, so
22 long as those two Acts remain ambiguous with respect to whether or not a
23 state or state agency qualifies as a citizen of the United States for
24 purposes of those two Acts. [THE DEPARTMENT OF REVENUE, FOR THE FISCAL
25 YEAR ENDING JUNE 30, 1976, SHALL PURCHASE ALL THE MORTGAGES, BONDS AND
26 NOTES OFFERED UNTIL THE CURRENT PRINCIPAL AMOUNT OF ALL THE MORTGAGES,
27 BONDS AND NOTES PURCHASED AND HELD BY THE DEPARTMENT OF REVENUE EQUALS
28 \$7,000,000. THE DEPARTMENT OF REVENUE, FOR THE FISCAL YEAR ENDING JUNE
29 30, 1977, SHALL PURCHASE ALL THE MORTGAGES, BONDS AND NOTES OFFERED

1 UNTIL THE CURRENT PRINCIPAL AMOUNT OF ALL THE MORTGAGES, BONDS AND NOTES
2 PURCHASED AND HELD BY THE DEPARTMENT OF REVENUE EQUALS \$9,000,000.] The
3 [AFTER JUNE 30, 1977, THE] Department of Revenue may [SHALL] purchase
4 [ALL] the mortgages, bonds and notes offered.

5 * Sec. 9. AS 16.10.335 is amended to read:

6 Sec. 16.10.335. DEFAULT AND FORECLOSURE. (a) If the debtor
7 defaults upon a note for which a limited entry permit has been pledged
8 as security under AS 16.10.333 or under AS 16.10.338, the commissioner
9 shall provide the debtor, by registered or certified mail sent to his
10 last known address on file with the commissioner, with a notice of
11 default which includes

12 (1) a description of the security given for the note includ-
13 ing the number assigned to the pledged permit by the commission;

14 (2) the date upon which the default occurred;

15 (3) the amount of arrearages as of the date of the notice,
16 the total amount remaining on the note less unearned interest, and the
17 amount of daily interest;

18 (4) a statement that the debtor may, within 15 days of the
19 postmark date of the notice, request a hearing at which he may submit
20 evidence showing he has not defaulted;

21 (5) a statement that the note may be reinstated if brought
22 current within 60 days from the postmark date of the notice;

23 (6) a statement that the note may be paid in full less un-
24 earned interest within 90 days from the postmark date of the notice;

25 (7) the placwhere reinstatement or payment in full may be
26 made; and

27 (8) a notice in at least 10-point bold type stating:
28 "IMPORTANT: YOUR FAILURE TO REINSTATE OR PAY THIS NOTE IN FULL BY THE
29 DATE SPECIFIED WILL RESULT IN A FORFEITURE OF ALL RIGHTS TO THE PERMIT

1 AND THE POSSIBILITY OF LEGAL ACTION BEING INSTITUTED AGAINST YOU."

2 (b) Upon the debtor's failure to reinstate or satisfy the note
3 within the time specified in (a) of this section, his [EQUITABLE] inter-
4 est in the permit is terminated by operation of law without further
5 notice. Any entry permit cards issued to him under the permit shall be
6 cancelled immediately upon receipt by the commission of a certificate of
7 termination containing a copy of the notice required by (a) of this
8 section issued by the commissioner.

9 *Sec. 10. AS 16.10 is amended by adding a new section to read:

10 Sec. 16.10.338. ENTRY PERMITS AS COLLATERAL. Alaska limited entry
11 permits may be used as security for loans under AS 16.10.310(a). The
12 provisions of AS 16.10.335 and 16.10.337 apply to Alaska limited entry
13 permits pledged as security for loans in accordance with this section.

14 * Sec. 11. AS 16.10.510(6) is amended to read:

15 (6) establish the rate of interest for loans not to exceed
16 nine and one-half [EIGHT] per cent a year;

17 * Sec. 12. AS 16.10.550 is amended to read:

18 Sec. 16.10.550. SALE OR TRANSFER OF MORTGAGES AND NOTES. [(a)]
19 The commissioner may sell or transfer at par value to the Department of
20 Revenue the mortgages and notes held by the department as security for
21 loans made under this chapter. The Department of Revenue may [SHALL]
22 purchase [ALL] the mortgages and notes offered [UNTIL THE CURRENT PRINCI-
23 PAL AMOUNT OF ALL THE MORTGAGES AND NOTES PURCHASED AND HELD BY THAT
24 DEPARTMENT EQUALS \$200,000,000].

25 * Sec. 13. AS 16.43.170(a) is amended to read:

26 (a) Except as provided in AS 16.10.333 - 16.10.338 [AS 16.10.333 -
27 16.10.337], entry permits and interim-use permits are transferable only
28 through the commission as provided in this section and AS 16.43.180 and
29 under regulations adopted by the commission.

Rules added

HB290

1 * Sec. 14. AS 18.56.090 is amended by adding new paragraphs to read:

2 (26) establish a rural housing hazard insurance fund and a
3 rural housing hazard insurance program to provide hazard insurance for
4 housing located in remote, underdeveloped or blighted areas of the state
5 when hazard insurance from other sources satisfactory to private mort-
6 gage lenders is not available on reasonable terms; the corporation may
7 enter into agreements with respect to the fund and the program with the
8 holders of bonds or notes issued to provide money for the rural housing
9 mortgage program or with the Department of Revenue with respect to loans
10 made under (25)(C) of this section, including, but not limited to,
11 agreements as to the use of money in the fund, and may otherwise estab-
12 lish the terms and conditions of the fund and of the program of hazard
13 insurance by or in accordance with regulations adopted under AS 18.56.-
14 088;

15 (27) establish a rural housing title insurance fund and a
16 rural housing title insurance program to provide title insurance for
17 housing located in remote, underdeveloped or blighted areas of the state
18 when title insurance from other sources satisfactory to private mortgage
19 lenders is not available on reasonable terms; the corporation may enter
20 into agreements with respect to the fund and the program with the holders
21 of bonds or notes issued to provide money for the rural housing mortgage
22 program or with the Department of Revenue with respect to loans made
23 under (25)(C) of this section, including, but not limited to, agreements
24 as to the use of money in the fund, and may otherwise establish the
25 terms and conditions of the fund and of the program of title insurance
26 by or in accordance with regulations adopted under AS 18.56.088.

27 * Sec. 15. AS 26.15.040(a) is amended to read:

28 (a) The commissioner of commerce and economic development may,
29 under [RULES,] regulations, and policies adopted by him, make the follow-

1 ing loans:

2 (1) Personal loans may be made for educational, domestic,
3 remote area family housing and other personal purposes, not exceeding
4 \$10,000. The loans shall be secured by acceptable collateral when
5 available but if not available the commissioner may make loans on the
6 basis of good character. The rate of interest may not exceed nine and
7 one-half [EIGHT] per cent a year on the unpaid balance.

8 (2) Farm and single-family home loans not exceeding \$75,000
9 [\$68,250] and loans for owner-occupied duplexes not exceeding \$125,000
10 [\$83,250] may be made to purchase, remodel, repair, build, furnish,
11 refinance or equip homes, owner-occupied duplexes or farms in the state,
12 including the clearing and drainage for farms. The loans may not exceed
13 90 per cent of the appraised value when made for the purchase or con-
14 struction of a home or owner-occupied duplex unless additional amounts
15 are secured by acceptable collateral as determined by the commissioner
16 of commerce and economic development in conformity with established
17 minimum requirements. The rate of interest may not exceed nine and one-
18 half per cent a year on the unpaid balance [THE INTEREST RATE WHICH IS
19 CHARGED FOR FEDERAL VETERANS ADMINISTRATION LOANS AT THE TIME A STATE
20 LOAN IS GRANTED].

21 (3) Business loans not exceeding \$125,000 may be made to
22 acquire, finance or refinance or equip businesses, including mining and
23 fishing but not including farming, if the loan applicant has had three
24 or more years of general business experience. The loans shall be se-
25 cured by acceptable collateral and may not exceed 75 per cent of the
26 appraised value of the collateral offered as security. The rate of
27 interest may not exceed nine and one-half per cent a year on the unpaid
28 balance [THE INTEREST RATE WHICH IS CHARGED FOR FEDERAL VETERANS ADMINIS-
29 TRATION LOANS AT THE TIME A STATE LOAN IS GRANTED].

1 (4) Multiple dwelling loans not exceeding \$110,000 may be
2 made to purchase, remodel, repair, build, furnish, refinance or equip
3 multiple dwellings. The loans shall be secured by acceptable collateral
4 and may not exceed 75 per cent of the appraised value of the collateral
5 offered as security. The rate of interest may not exceed nine and one-
6 half per cent a year on the unpaid balance [THE INTEREST RATE WHICH IS
7 CHARGED FOR FEDERAL VETERANS ADMINISTRATION LOANS AT THE TIME A STATE
8 LOAN IS GRANTED].

9 * Sec. 16. AS 26.15.040(b) is amended to read:

10 (b) The commissioner of commerce and economic development may
11 enter into agreements with private banks, other lending institutions and
12 individuals for the purpose of guaranteeing loans made to qualified
13 applicants. The guarantees may not exceed 90 per cent of the amount
14 loaned and the loans shall be secured in the same manner provided for
15 direct loans under this section. A loan made under this subsection and
16 guaranteed by the commissioner of commerce and economic development and
17 the state shall bear an interest rate not exceeding nine and one-half
18 [EIGHT] per cent a year on the unpaid balance.

19 * Sec. 17. AS 26.15.070(b) is amended to read:

20 (b) The commissioner of commerce and economic development may sell
21 or transfer at par value to the Department of Revenue the mortgages and
22 notes held by the Department of Commerce and Economic Development as
23 security for loans made under this chapter. The Department of Revenue
24 may [SHALL] purchase the [ALL OF THESE] mortgages and notes offered [,
25 ALLOWING THE DEPARTMENT OF COMMERCE A ONE-HALF OF ONE PER CENT SERVICE
26 FEE].

27 * Sec. 18. AS 44.33.255(b) is amended to read:

28 (b) The rate of interest charged shall be nine and one-half [SIX]
29 per cent a year on the unpaid balance of the loan.

1 * Sec. 19. AS 44.33.270(b) is amended to read:

2 (b) The commissioner of commerce and economic development may sell
3 or transfer at par value to the Department of Revenue the mortgages and
4 notes held by the department as security for loans made under this
5 chapter. The Department of Revenue may [SHALL] purchase the mortgages
6 and notes offered [UNTIL THE CURRENT PRINCIPAL AMOUNT OF ALL MORTGAGES
7 AND NOTES PURCHASED AND HELD BY THE DEPARTMENT OF REVENUE EQUALS
8 \$1,000,000].

9 * Sec. 20. AS 44.33.350(b) is amended to read:

10 (b) The rate of interest charged shall be nine and one-half [SIX]
11 per cent a year on the unpaid balance of the loan.

12 * Sec. 21. AS 45.88.030(e) is amended to read:

13 (e) The rate of interest may not exceed nine and one-half [EIGHT]
14 per cent a year on the unpaid balance of the loan.

15 * Sec. 22. AS 45.88.040(b) is amended to read:

16 (b) The commissioner may sell or transfer at par value to the
17 Department of Revenue the mortgages and notes held by the Department of
18 Commerce and Economic Development as security for loans made under this
19 chapter. The Department of Revenue may [SHALL] purchase the [ALL OF
20 THESE] mortgages and notes offered [, ALLOWING THE DEPARTMENT OF COMMERCE
21 AND ECONOMIC DEVELOPMENT A ONE-HALF OF ONE PER CENT SERVICE FEE].

22 * Sec. 23. AS 45.90.030(c) is amended to read:

23 (c) The rate of interest may not exceed nine and one-half [EIGHT]
24 per cent a year on the unpaid balance of the state's share of the loan.

25 * Sec. 24. AS 45.90.040(b) is amended to read:

26 (b) The commissioner of commerce and economic development may sell
27 or transfer at par value to the Department of Revenue the mortgages and
28 notes held by the Department of Commerce and Economic Development as
29 security for loans made under this chapter. The Department of Revenue

1 may [SHALL] purchase the mortgages and notes offered.

2 * Sec. 25. AS 45.95.020(a) is amended to read:

3 (a) The commissioner shall, under regulations and policies adopted
4 by him, make small business loans to acquire, finance or refinance or
5 equip businesses, including farming equipment, mining and fishing, not
6 exceeding \$500,000 [\$300,000]. The loans shall be secured by acceptable
7 collateral and may not exceed 75 per cent of the appraised value of the
8 collateral offered as security. The rate of interest may not exceed
9 nine and one-half [EIGHT] per cent a year on the unpaid balance.

10 * Sec. 26. AS 45.95.040(b) is amended to read:

11 (b) The commissioner may sell or transfer at par value to the
12 Department of Revenue the mortgages and notes held by the Department of
13 Commerce and Economic Development as security for loans made under this
14 chapter. The Department of Revenue may [SHALL] purchase the [ALL OF
15 THESE] mortgages and notes offered [, ALLOWING THE DEPARTMENT OF COMMERCE
16 AND ECONOMIC DEVELOPMENT A ONE-HALF OF ONE PER CENT SERVICE FEE].

17 * Sec. 27. AS 45.98.040(4) is amended to read:

18 (4) the rate of interest may not exceed nine and one-half
19 [SIX AND ONE-HALF] per cent a year on the unpaid balance of the state's
20 share of the loan;

21 * Sec. 28. Sections 1, 3, 5, 7, 9, 10, and 13 of this Act are retroactive
22 to July 1, 1978.

23 * Sec. 29. This Act takes effect immediately in accordance with AS 01.10.
24 070(c).

Original sponsors: Duncan and Miller

Offered: 2/12/79
Referred: Finance

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 26

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to insurance coverage for persons
7 receiving benefits under the public employees' and
8 teachers' retirement systems."

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

10 * Section 1. AS 39.30.090 is amended by adding a new paragraph to read:

11 (15) A person receiving benefits under AS 14.25 or AS 39.35
12 may obtain auditory, visual, and dental insurance for himself under this
13 section. The level of coverage for persons over 65 shall be the same as
14 that available before reaching age 65 except that the benefits payable
15 shall be supplemental to those afforded under the federal old age,
16 survivors, and disability insurance program, if any. A person electing
17 to have insurance under this paragraph shall pay the cost of the in-
18 surance. The commissioner of administration shall adopt regulations
19 implementing this paragraph.

20
21
22
23
24
25
26
27
28
29

COMMITTEE REPORT
SENATE

3/29/79

FURTHER: None

Date: April 26, 1979

Mr. President:

The Committee on FINNANCE has had CSHB 20 (Judiciary)
relating to commercial fishing loans

under consideration and (a majority of the committee) (the committee)
reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with SCS for CSHB 20 same title
 new title
- and recommends IND. REC
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]
[Signature]
[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature] as rec
NO REC.

[Signature]
 CHAIRMAN

Original sponsors: Miller, Gardiner
and Duncan

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 20

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state loans; and providing for an
7 effective date."

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

9 * Section 1. AS 16.10.310(a)(1)(C) is amended to read:

10 (C) corporations, partnerships, or joint ventures, 100
11 per cent of which are owned by individual commercial fishermen who
12 have been state residents for a continuous period of five years
13 immediately preceding the date of application for a loan under
14 AS 16.10.300 - 16.10.370 and have had a crewmember or commercial
15 fishing license under AS 16.05.480 or a permit under AS 16.43 for
16 any one [THREE] of the past five years, and who actively partici-
17 pated in the fishery during that period, for the repair, restora-
18 tion or upgrading of existing vessels and gear, for the purchase of
19 gear, and for the construction and purchase of vessels; [.]

20 * Sec. 2. AS 16.10.320(a)(3) is amended to read:

21 (3) may not bear interest exceeding nine and one-half [SEVEN]
22 per cent;

23 * Sec. 3. AS 16.10.320(a)(5) is amended to read:

24 (5) may not exceed 75 per cent of the appraised value of the
25 collateral used to secure the loan, except that a loan granted under
26 AS 16.10.333 for the purchase of an Alaska limited entry permit may not
27 exceed an amount determined in accordance with (f) of this section.

28 * Sec. 4. AS 16.10.320(c)(4) is amended to read:

29 (4) may not bear interest exceeding nine and one-half [SEVEN]

1 per cent [, EXCEPT THAT LOANS GRANTED UNDER THIS SUBSECTION MAY BEAR
2 INTEREST AT A RATE NOT TO EXCEED EIGHT PER CENT IF THE COMMISSIONER
3 DETERMINES THAT AN INCREASE IN THE INTEREST RATE IS NECESSARY FOR THE
4 SECURITY OF THE LOAN].

5 * Sec. 5. AS 16.10.320(d) is amended to read:

6 (d) A loan may not be made to a borrower under AS 16.10.300 -
7 16.10.370 if it would result in an outstanding debt of the borrower to
8 the commercial fishing revolving loan fund in excess of \$500,000, exclud-
9 ing outstanding debt incurred under (c) of this section. A borrower
10 under AS 16.10.300 - 16.10.370 may use up to 49 per cent of the amount
11 borrowed to refinance any outstanding loans of the borrower regardless
12 of the source of the loans, if the outstanding loans were made for any
13 of the purposes described in AS 16.10.310 [EXCEPT AS PROVIDED IN (e) OF
14 THIS SECTION, NO MORE THAN ONE COMMERCIAL FISHING LOAN MAY BE MADE TO A
15 PERSON FOR THE PURCHASE, CONSTRUCTION, REPAIR OR UPGRADING OF A FISHING
16 VESSEL OR ITS GEAR]. A loan to an associate of the borrower is con-
17 sidered to be a loan to the borrower. For the purposes of this section,
18 "associate of the borrower" means

19 (1) a corporation or other organization of which the borrower
20 is an officer, director or partner, or is, directly or indirectly, the
21 beneficial owner of 10 per cent or more of any class of equity securi-
22 ties;

23 (2) a person who is, directly or indirectly, the beneficial
24 owner of 10 per cent or more of any class of equity securities of the
25 borrower;

26 (3) a trust or other estate in which the borrower has a sub-
27 stantial beneficial interest or as to which the borrower serves as
28 trustee or in a similar fiduciary capacity[;

29 (4) A RELATIVE OR SPOUSE OF THE BORROWER OR A RELATIVE OF THE

1 SPOUSE, WHO HAS THE SAME HOME AS THE BORROWER;

2 (5) A PERSON DIRECTLY OR INDIRECTLY CONTROLLING, CONTROLLED
3 BY, OR UNDER COMMON CONTROL WITH, THE BORROWER].

4 * Sec. 6. AS 16.10.320(e)(4) is amended to read:

5 (4) may not bear interest exceeding nine and one-half [SEVEN]
6 per cent; and

7 * Sec. 7. AS 16.10.320 is amended by adding new subsections to read:

8 (f) A loan granted under AS 16.10.333(a) for the purchase of an
9 Alaska limited entry permit may not exceed 90 per cent of the appraised
10 value of the collateral used to secure the loan.

11 (g) Notwithstanding AS 16.10.310(a)(1)(A), the department may not
12 make a loan for the purchase of an entry permit for hand troll fisheries
13 until July 1, 1980.

14 * Sec. 8. AS 16.10.330(b) is amended to read:

15 (b) The commissioner of commerce and economic development may sell
16 or transfer at par value to the Department of Revenue the mortgages,
17 bonds and notes held by the Department of Commerce and Economic Develop-
18 ment as security for loans made under this chapter. However, the commis-
19 sioner of commerce and economic development may not transfer an interest
20 in a vessel documented under the laws of the United States to the Depart-
21 ment of Revenue, except as permitted by the Ship Mortgage Act of 1920
22 (46 U.S.C. secs. 911 - 984; 41 Stat. 1000), as amended, and the Shipping
23 Act of 1916 (46 U.S.C. secs. 801 - 842; 39 Stat. 728), as amended, so
24 long as those two Acts remain ambiguous wit. respect to whether or not a
25 state or state agency qualifies as a citizen of the United States for
26 purposes of those two Acts. [THE DEPARTMENT OF REVENUE, FOR THE FISCAL
27 YEAR ENDING JUNE 30, 1976, SHALL PURCHASE ALL THE MORTGAGES, BONDS AND
28 NOTES OFFERED UNTIL THE CURRENT PRINCIPAL AMOUNT OF ALL THE MORTGAGES,
29 BONDS AND NOTES PURCHASED AND HELD BY THE DEPARTMENT OF REVENUE EQUALS

1 \$7,000,000. THE DEPARTMENT OF REVENUE, FOR THE FISCAL YEAR ENDING JUNE
2 30, 1977, SHALL PURCHASE ALL THE MORTGAGES, BONDS AND NOTES OFFERED
3 UNTIL THE CURRENT PRINCIPAL AMOUNT OF ALL THE MORTGAGES, BONDS AND NOTES
4 PURCHASED AND HELD BY THE DEPARTMENT OF REVENUE EQUALS \$9,000,000.] The
5 [AFTER JUNE 30, 1977, THE] Department of Revenue may [SHALL] purchase
6 [ALL] the mortgages, bonds and notes offered.

7 * Sec. 9. AS 16.10.335 is amended to read:

8 Sec. 16.10.335. DEFAULT AND FORECLOSURE. (a) If the debtor
9 defaults upon a note for which a limited entry permit has been pledged
10 as security under AS 16.10.333 or under AS 16.10.338, the commissioner
11 shall provide the debtor, by registered or certified mail sent to his
12 last known address on file with the commissioner, with a notice of
13 default which includes

14 (1) a description of the security given for the note includ-
15 ing the number assigned to the pledged permit by the commission;

16 (2) the date upon which the default occurred;

17 (3) the amount of arrearages as of the date of the notice,
18 the total amount remaining on the note less unearned interest, and the
19 amount of daily interest;

20 (4) a statement that the debtor may, within 15 days of the
21 postmark date of the notice, request a hearing at which he may submit
22 evidence showing he has not defaulted;

23 (5) a statement that the note may be reinstated if brought
24 current within 60 days from the postmark date of the notice;

25 (6) a statement that the note may be paid in full less un-
26 earned interest within 90 days from the postmark date of the notice;

27 (7) the place where reinstatement or payment in full may be
28 made; and

29 (8) a notice in at least 10-point bold type stating:

1 "IMPORTANT: YOUR FAILURE TO REINSTATE OR PAY THIS NOTE IN FULL BY THE
2 DATE SPECIFIED WILL RESULT IN A FORFEITURE OF ALL RIGHTS TO THE PERMIT
3 AND THE POSSIBILITY OF LEGAL ACTION BEING INSTITUTED AGAINST YOU."

4 (b) Upon the debtor's failure to reinstate or satisfy the note
5 within the time specified in (a) of this section, his [EQUITABLE] inter-
6 est in the permit is terminated by operation of law without further
7 notice. Any entry permit cards issued to him under the permit shall be
8 cancelled immediately upon receipt by the commission of a certificate of
9 termination containing a copy of the notice required by (a) of this
10 section issued by the commissioner.

11 * Sec. 10. AS 16.10 is amended by adding a new section to read:

12 Sec. 16.10.338. ENTRY PERMITS AS COLLATERAL. Alaska limited entry
13 permits may be used as security for loans under AS 16.10.310(a). The
14 provisions of AS 16.10.335 and 16.10.337 apply to Alaska limited entry
15 permits pledged as security for loans in accordance with this section.

16 * Sec. 11. AS 16.10.510(6) is amended to read:

17 (6) establish the rate of interest for loans not to exceed
18 nine and one-half [EIGHT] per cent a year;

19 * Sec. 12. AS 16.10.550 is amended to read:

20 Sec. 16.10.550. SALE OR TRANSFER OF MORTGAGES AND NOTES. [(a)]
21 The commissioner may sell or transfer at par value to the Department of
22 Revenue the mortgages and notes held by the department as security for
23 loans made under this chapter. The Department of Revenue may [SHALL]
24 purchase [ALL] the mortgages and notes offered [UNTIL THE CURRENT PRINCIPAL
25 AMOUNT OF ALL THE MORTGAGES AND NOTES PURCHASED AND HELD BY THAT
26 DEPARTMENT EQUALS \$200,000,000].

27 * Sec. 13. AS 16.43.170(a) is amended to read:

28 (a) Except as provided in AS 16.10.333 - 16.10.338 [AS 16.10.333 -
29 16.10.337], entry permits and interim-use permits are transferable only

1 through the commission as provided in this section and AS 16.43.180 and
2 under regulations adopted by the commission.

3 * Sec. 14. AS 26.15.040(a) is amended to read:

4 (a) The commissioner of commerce and economic development may,
5 under [RULES,] regulations, and policies adopted by him, make the follow-
6 ing loans:

7 (1) Personal loans may be made for educational, domestic,
8 remote area family housing and other personal purposes, not exceeding
9 \$10,000. The loans shall be secured by acceptable collateral when
10 available but if not available the commissioner may make loans on the
11 basis of good character. The rate of interest may not exceed nine and
12 one-half [EIGHT] per cent a year on the unpaid balance.

13 (2) Farm and single-family home loans not exceeding \$75,000
14 [\$68,250] and loans for owner-occupied duplexes not exceeding \$125,000
15 [\$83,250] may be made to purchase, remodel, repair, build, furnish,
16 refinance or equip homes, owner-occupied duplexes or farms in the state,
17 including the clearing and drainage for farms. The loans may not exceed
18 90 per cent of the appraised value when made for the purchase or con-
19 struction of a home or owner-occupied duplex unless additional amounts
20 are secured by acceptable collateral as determined by the commissioner
21 of commerce and economic development in conformity with established
22 minimum requirements. The rate of interest may not exceed nine and one-
23 half per cent a year on the unpaid balance [THE INTEREST RATE WHICH IS
24 CHARGED FOR FEDERAL VETERANS ADMINISTRATION LOANS AT THE TIME A STATE
25 LOAN IS GRANTED].

26 (3) Business loans not exceeding \$125,000 may be made to
27 acquire, finance or refinance or equip businesses, including mining and
28 fishing but not including farming, if the loan applicant has had three
29 or more years of general business experience. The loans shall be se-

1 cured by acceptable collateral and may not exceed 75 per cent of the
2 appraised value of the collateral offered as security. The rate of
3 interest may not exceed nine and one-half per cent a year on the unpaid
4 balance [THE INTEREST RATE WHICH IS CHARGED FOR FEDERAL VETERANS ADMINIS-
5 TRATION LOANS AT THE TIME A STATE LOAN IS GRANTED].

6 (4) Multiple dwelling loans not exceeding \$110,000 may be
7 made to purchase, remodel, repair, build, furnish, refinance or equip
8 multiple dwellings. The loans shall be secured by acceptable collateral
9 and may not exceed 75 per cent of the appraised value of the collateral
10 offered as security. The rate of interest may not exceed nine and one-
11 half per cent a year on the unpaid balance [THE INTEREST RATE WHICH IS
12 CHARGED FOR FEDERAL VETERANS ADMINISTRATION LOANS AT THE TIME A STATE
13 LOAN IS GRANTED].

14 * Sec. 15. AS 26.15.040(b) is amended to read:

15 (b) The commissioner of commerce and economic development may
16 enter into agreements with private banks, other lending institutions and
17 individuals for the purpose of guaranteeing loans made to qualified
18 applicants. The guarantees may not exceed 90 per cent of the amount
19 loaned and the loans shall be secured in the same manner provided for
20 direct loans under this section. A loan made under this subsection and
21 guaranteed by the commissioner of commerce and economic development and
22 the state shall bear an interest rate not exceeding nine and one-half
23 [EIGHT] per cent a year on the unpaid balance.

24 * Sec. 16. AS 26.15.070(b) is amended to read:

25 (b) The commissioner of commerce and economic development may sell
26 or transfer at par value to the Department of Revenue the mortgages and
27 notes held by the Department of Commerce and Economic Development as
28 security for loans made under this chapter. The Department of Revenue
29 may [SHALL] purchase the [ALL OF THESE] mortgages and notes offered [,

1 ALLOWING THE DEPARTMENT OF COMMERCE A ONE-HALF OF ONE PER CENT SERVICE
2 FEE].

3 * Sec. 17. AS 44.33.255(b) is amended to read:

4 (b) The rate of interest charged shall be nine and one-half [SIX]
5 per cent a year on the unpaid balance of the loan.

6 * Sec. 18. AS 44.33.270(b) is amended to read:

7 (b) The commissioner of commerce and economic development may sell
8 or transfer at par value to the Department of Revenue the mortgages and
9 notes held by the department as security for loans made under this
10 chapter. The Department of Revenue may [SHALL] purchase the mortgages
11 and notes offered [UNTIL THE CURRENT PRINCIPAL AMOUNT OF ALL MORTGAGES
12 AND NOTES PURCHASED AND HELD BY THE DEPARTMENT OF REVENUE EQUALS
13 \$1,000,000].

14 * Sec. 19. AS 44.33.350(b) is amended to read:

15 (b) The rate of interest charged shall be nine and one-half [SIX]
16 per cent a year on the unpaid balance of the loan.

17 * Sec. 20. AS 45.88.030(c) is amended to read:

18 (e) The rate of interest may not exceed nine and one-half [EIGHT]
19 per cent a year on the unpaid balance of the loan.

20 * Sec. 21. AS 45.88.040(b) is amended to read:

21 (b) The commissioner may sell or transfer at par value to the
22 Department of Revenue the mortgages and notes held by the Department of
23 Commerce and Economic Development as security for loans made under this
24 chapter. The Department of Revenue may [SHALL] purchase the [ALL OF
25 THESE] mortgages and notes offered [, ALLOWING THE DEPARTMENT OF
26 COMMERCE AND ECONOMIC DEVELOPMENT A ONE-HALF OF ONE PER CENT SERVICE
27 FEE].

28 * Sec. 22. AS 45.90.030(c) is amended to read:

29 (c) The rate of interest may not exceed nine and one-half [EIGHT]

1 per cent a ye
2 * Sec. 23. AS
3 (b) Th
4 or transfer
5 notes held by
6 security for
7 may [SHALL]
8 * Sec. 24. AS
9 (a) Th
10 by him, make
11 equip busin
12 exceeding \$5
13 and may not
14 offered as
15 half [EIGH
16 * Sec. 25. AS
17 (b) Th
18 Department
19 Commerce
20 chapter.
21 THESE] no
22 COMMERCE
23 FEE].
24 * Sec. 26.
25 [SIX PER
26 share of
27 * Sec. 27.
28 to July 1, 197
29

aid balance of the state's share of the loan.
is amended to read:
of commerce and economic development may sell
to the Department of Revenue the mortgages and
ent of Commerce and Economic Development as
under this chapter. The Department of Revenue
mortgages and notes offered.
is amended to read:
shall, under regulations and policies adopted
ns loans to acquire, finance or refinance or
ng farming equipment, mining and fishing, not
loans shall be secured by acceptable collateral
cent of the appraised value of the collateral
rate of interest may not exceed nine and one-
ear on the unpaid balance.
is amended to read:
may sell or transfer at par value to the
mortgages and notes held by the Department of
elopment as security for loans made under this
of Revenue may [SHALL] purchase the [ALL OF
s offered [, ALLOWING THE DEPARTMENT OF
VELOPMENT A ONE-HALF OF ONE PER CENT SERVICE
is amended to read:
f interest may not exceed nine and one-half
nt a year on the unpaid balance of the state's
5, 7, 9, 10, and 13 of this Act are retroactive

1 * Sec. 28. This Act takes effect immediately in accordance with AS 01.10.-
2 070(c).

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

SECTIONAL ANALYSIS - CS HB 20 am House

"An Act relating to commercial fishing loans."

* Section 1. AS 16.10.310(a)(1)(C).

Section 1 of the bill is a technical amendment to conform with other sections in the statute. The present requirement in the law requires one year of participation in the last five years in the fisheries of Alaska. This section is not in conformity with the remainder of the statute.

* Section 2. AS 16.10.320(a)(5).

This section adds language to conform with the new section 16.10.320 (f) which is provided for in section four of the bill.

* Section 3. AS. 16.10.320 (d).

Section 3 of the bill clarifies some existing problems that the division of business loans has had with the loan provisions of the law. The language on page 1, line 26 modifies language that the division has had in its regulation which prevents applicants from using the loan program simply to refinance existing loans. It still allows the refinancing to the extent that it involves a new purchase.

The deleted language in Sec. 3, page 2, line 20 removes sections that potentially could have prevented a child of parents who have had loan from getting a loan to establish himself in the fisheries.

* Section 4. AS 16.10.320.

This section of the bill changes the collateral requirement for limited entry permit loans. Present law requires that a limited entry permit loan may not exceed 75% of the appraised value of the collateral used to secure the loan. This would raise that limit to 90%. In most cases, the limited entry permit loan itself will be used for the collateral for the loan. Limited entry permit loans is exceeding good security to the state and cannot be damaged or removed such as a vessel can be when it is being used for a loan.

* Section 5. AS 16.10.335.

These sections are technical amendments.

* Section 6.

Section 6 of the bill allows an individual to use his limited entry permit ~~loan~~ for security for a boat or gear loan. There are many cases now where an individual has purchased a permit and wishes to purchase a boat or gear. The law will not allow a person to use a permit for collateral. The law presently allows the opposite situation for a person to use his boat or other collateral for a limited entry permit loan. This additional power will make it easier for Alaskan residents to get into the fisheries.

* Section 7.

Technical amendments consistent with Section 5 of the bill.

The House Resources Committee, in drafting this legislation, worked closely with the division of business loans to clear up a variety of existing problems in the fishermen's loan program. The division of business loans supports the bill as presently drafted.

by-products of fish and wildlife resources taken for personal or family consumption, and for the customary trade, barter or sharing for personal or family consumption; for the purposes of this paragraph, "family" means all persons related by blood, marriage, or adoption, and any person living within the household on a permanent basis;

(27) "barter" means the exchange or trade of fish or game, or their parts, taken for subsistence uses

(A) for other fish or game or their parts; or

(B) for other food or for nonedible items other than money if the exchange is of a limited and noncommercial nature.

(am § 12 ch 105 SLA 1977; am §§ 14, 15 ch 151 SLA 1978)

Effect of amendments.

The 1977 amendment, effective January 1, 1978, deleted "or to the spouse of a commercial fisherman who does not receive income separate and distinct from that of the commercial fisherman spouse as a result of the spouse's participation" following "directly or indirectly participate in the taking" in paragraph (2).

The 1978 amendment substituted "subsistence uses" for "personal use and not for sale or barter" in paragraph (17) and added paragraphs (26) and (27).

As the rest of the section was not affected by the amendments, it is not set out.

Editor's note.

As to legislative intent, see § 1, ch. 151, SLA 1978, in the 1978 Temporary and Special Acts and Resolutions in Binder 9.

Legislative history report. — For report on ch. 151, SLA 1978 (SB 960), see 1978 House Journal, p. 1154.

HB20

Chapter 10. Fisheries and Fishing Regulations.

Article 2. Fish Traps and Other Illegal Fishing Devices.

Section

130. Penalties for violation of §§ 120—125 of this chapter

Sec. 16.10.130. Penalties for violation of §§ 120—125 of this chapter. A person who violates §§ 120—125 of this chapter is guilty of a misdemeanor, and upon conviction is punishable by imprisonment for not more than six months, or by a fine of not more than \$1,000, or by both. (§ 2 ch 26 SLA 1959; am § 4 ch 103 SLA 1977)

Effect of amendment. — The 1977 amendment, effective August 1, 1978, substituted "§§ 120 — 125" for "§ 120" near the beginning of the section.

Article 7. Commercial Fishing Loan Act.

Section

310. Powers of the department
320. Limitations on loans
333. Loans for purchase of Alaska limited entry permits
335. Default and foreclosure

Section

337. Deficiencies and transfer of entry permits after foreclosure
339. Regulations
342. Special account established
360. Definitions

Sec. 16.10.310. Powers of the department. (a) The department may (1) make loans to

(A)

for a

appli

a cre

perm

who

resto

of er

vess

(B)

(C)

are

resid

the c

have

16.05

five

peric

gear

of ve

(2)

(3)

(4)

inclu

(5)

agen

purp

(b)

Gam

ch 15

§ 2

1978

Eff.

The

1, 197

(a),

comm

16.05.

title"

insert

"exist

permi

"exist

Se

(c), (

§§ 3

(1

(A) individual commercial fishermen who have been state residents for a continuous period of five years immediately preceding the date of application for a loan under §§ 300—370 of this chapter and have had a crewmember or commercial fishing license under AS 16.05.480 or a permit under ch. 43 of this title for any one of the past five years, and who actively participated in the fishery during that period, for the repair, restoration or upgrading of existing vessels and gear, for the purchase of entry permits and gear, and for the construction and purchase of vessels; and

(B) Repealed by § 2 ch 190 SLA 1976.

(C) corporations, partnerships, or joint ventures, 100 per cent of which are owned by individual commercial fishermen who have been state residents for a continuous period of five years immediately preceding the date of application for a loan under §§ 300—370 of this chapter and have had a crewmember or commercial fishing license under AS 16.05.480 or a permit under ch. 43 of this title for any three of the past five years, and who actively participated in the fishery during that period, for the repair, restoration or upgrading of existing vessels and gear, for the purchase of gear, and for the construction and purchase of vessels.

(2) designate agents and delegate its powers to them as necessary;

(3) adopt rules and regulations necessary to carry out its functions;

(4) establish amortization plans for repayment of loans, which may include extensions for poor fishing seasons;

(5) enter into agreements with private lending institutions, other state agencies or agencies of the federal government, to carry out the purposes of §§ 300—370 of this chapter.

(b) The department shall consult with the Department of Fish and Game on regulations and procedures established under this chapter. (§ 1 ch 134 SLA 1972; am § 2 ch 54 SLA 1973; am § 2 ch 128 SLA 1975; am § 2 ch 190 SLA 1976; am § 13 ch 105 SLA 1977; am §§ 1, 2 ch 83 SLA 1978)

Effect of amendments.

The 1977 amendment, effective January 1, 1978, in paragraph (1)(A) of subsection (a), substituted "crewmember or commercial fishing license under AS 16.05.480 or a permit under ch. 43 of this title" for "commercial fishing license," inserted commas following "three years," "existing vessels and gear," and "entry permits and gear," deleted "and" following "existing vessels and gear," and inserted

"for" preceding "the construction and purchase of vessels."

The 1978 amendment, effective July 1, 1978, in paragraph (1) of subsection (a), inserted "immediately preceding the date of application for a loan under §§ 300—370 of this chapter" and substituted "any one of the past five years, and who actively participated in the fishery during that period" for "three years" in subparagraph (A) and added subparagraph (C).

Sec. 16.10.320. Limitations on loans. (a) Except as provided in (b), (c), (d), and (e) of this section, commercial fishing loans granted under §§ 300—370 of this chapter

(1) may not exceed \$500,000;

- (2) may not exceed a term of 15 years;
- (3) may not bear interest exceeding seven per cent;
- (4) shall be secured by a first priority lien and appropriate security agreement; and
- (5) may not exceed 75 per cent of the appraised value of the collateral used to secure the loan.

(b) A lien in favor of the state is not required for loans guaranteed fully by the federal government under the Federal Ship Financing Act of 1972 (46 U.S.C. secs. 1271-1279(b); 86 Stat. 909), as amended. In the case of a security agreement given to secure a loan made under §§ 300—370 of this chapter and covering a vessel documented under the laws of the United States and so long as the Ship Mortgage Act of 1920 (46 U.S.C. secs. 911-984; 41 Stat. 1000), as amended, and the Shipping Act of 1916 (46 U.S.C. secs. 801-842; 39 Stat. 728), as amended, remain ambiguous with respect to whether or not a state or state agency qualifies as a citizen of the United States for purposes of those Acts, the first lien requirement of this section may be satisfied by the recordation and endorsement of a first preferred ship mortgage under the Ship Mortgage Act of 1920, and by perfection of a security interest under the Uniform Commercial Code — Secured Transactions (AS 45.05.690—45.05.794), if the approval of the Secretary of Commerce is obtained under 46 U.S.C. sec. 839 for the transfer to the department of the interest in a vessel documented under the laws of the United States. In the case of a security agreement given to secure a loan made under §§ 300—370 of this chapter and covering a vessel documented under the laws of the United States, the first lien requirement of this section may also be satisfied by use of a trust deed and bond issue under it, if the trustee is a citizen of the United States and obtains a first preferred ship mortgage on the vessel under the Ship Mortgage Act of 1920, and the approval of the Secretary of Commerce is obtained under 46 U.S.C. secs. 839 and 961 for the transfer of the bond or bonds of the department if the trustee is not a trustee approved by the Secretary of Commerce under 46 U.S.C. secs. 808, 835 and 961.

(c) A commercial fishing loan for the construction of a new fishing vessel or the purchase of an existing fishing vessel may be secured by a second priority lien or mortgage which is subordinate to a valid first priority lien or mortgage in favor of a private lending institution if the total financing does not exceed 75 per cent of the appraised value of the collateral used to secure the loan. A loan granted under this subsection

- (1) shall be to an obligor who has previously obtained a commitment for a commercial fishing loan from a private lending institution;
- (2) may not exceed \$1,000,000 or 35 per cent of the total purchase price of the fishing vessel, whichever amount is less;
- (3) may not exceed a term of 15 years;
- (4) may not bear interest exceeding seven per cent, except that loans granted under this subsection may bear interest at a rate not to exceed

eight per cent if the commissioner determines that an increase in the interest rate is necessary for the security of the loan.

(d) Except as provided in (e) of this section, no more than one commercial fishing loan may be made to a person for the purchase, construction, repair or upgrading of a fishing vessel or its gear. A loan to an associate of the borrower is considered to be a loan to the borrower. For the purposes of this section, "associate of the borrower" means

(1) a corporation or other organization of which the borrower is an officer, director or partner, or is, directly or indirectly, the beneficial owner of 10 per cent or more of any class of equity securities;

(2) a person who is, directly or indirectly, the beneficial owner of 10 per cent or more of any class of equity securities of the borrower;

(3) a trust or other estate in which the borrower has a substantial beneficial interest or as to which the borrower serves as trustee or in a similar fiduciary capacity;

(4) a relative or spouse of the borrower or a relative of the spouse, who has the same home as the borrower;

(5) a person directly or indirectly controlling, controlled by, or under common control with, the borrower.

(e) Two or more individual commercial fishermen who each satisfy the requirements specified in § 310(a)(1)(A) of this chapter may jointly obtain a commercial fishing loan for the construction of a fishing vessel or the purchase of an existing fishing vessel. Loans granted under this subsection

(1) may not exceed the amount specified in (a)(1) of this section multiplied by the number of qualified commercial fishermen applying for the loan;

(2) may not exceed a term of 15 years;

(3) shall be secured by a first priority lien and appropriate security agreement;

(4) may not bear interest exceeding seven per cent; and

(5) may not exceed 75 per cent of the appraised value of the collateral used to secure the loan. (§ 1 ch 134 SLA 1972; am § 3 ch 54 SLA 1973; am § 3 ch 128 SLA 1975; am § 1 ch 154 SLA 1977; am § 3 ch 83 SLA 1978)

Effect of amendments.

The 1978 amendment, effective July 1, 1978, rewrote this section.

Sec. 16.10.333. Loans for purchase of Alaska limited entry permits.

(a) Loans under § 320(a) of this chapter may be made to an individual commercial fisherman for the purchase of a limited entry permit upon certification by the commission that the fisherman is a person who qualifies as a transferee for the permit under ch. 43 of this title and the regulations adopted by the commission.

(b) Upon approval by the commissioner, the permit to be purchased may be pledged as security for a loan under (a) of this section, if

(1) the certificate for the pledged permit lists the commissioner as the legal owner of the permit;

(2) the certificate for the pledged permit lists the debtor as the equitable owner of the permit;

(3) all annual permit cards issued under the pledged permit list the name of the debtor;

(4) all obligations and responsibilities of a permit owner are assumed by the debtor;

(5) co-signers or other sureties for performance under the note are not vested with any rights in the pledged permit and their obligation is limited to satisfaction of the note and payment of costs directly incurred by the department in administering the loan.

(c) The commissioner is not liable for any act or omission resulting from permit ownership nor will that act or omission affect his title to the permit or his rights under it.

(d) Upon satisfaction of the note by the debtor, the commissioner shall certify to the commission that the note has been satisfied.

(e) Upon certification as provided in (d) of this section, the commission shall amend the permit certificate to list the debtor as the legal owner. (§ 4 ch 83 SLA 1978)

Effective date. — Section 8, ch. 83, SLA 1978, provides: "This Act takes effect July 1, 1978."

Sec. 16.10.335. Default and foreclosure. (a) If the debtor defaults upon a note for which a limited entry permit has been pledged as security under § 333 of this chapter, the commissioner shall provide the debtor, by registered or certified mail sent to his last known address on file with the commissioner, with a notice of default which includes

(1) a description of the security given for the note including the number assigned to the pledged permit by the commission;

(2) the date upon which the default occurred;

(3) the amount of arrearages as of the date of the notice, the total amount remaining on the note less unearned interest, and the amount of daily interest;

(4) a statement that the debtor may, within 15 days of the postmark date of the notice, request a hearing at which he may submit evidence showing he has not defaulted;

(5) a statement that the note may be reinstated if brought current within 60 days from the postmark date of the notice;

(6) a statement that the note may be paid in full less unearned interest within 90 days from the postmark date of the notice;

(7) the place where reinstatement or payment in full may be made; and

§
Y
T
R
A
th
te
ca
re
co
co
19
1,
fo
§
ri
A
on
ad
30
bu
pr
po
the
of
lia
(
the
a
the
cor
by
thi
the
§
of
all
(
ins
giv

(8) a notice in at least 10-point bold type stating: "IMPORTANT: YOUR FAILURE TO REINSTATE OR PAY THIS NOTE IN FULL BY THE DATE SPECIFIED WILL RESULT IN A FORFEITURE OF ALL RIGHTS TO THE PERMIT AND THE POSSIBILITY OF LEGAL ACTION BEING INSTITUTED AGAINST YOU."

(b) Upon the debtor's failure to reinstate or satisfy the note within the time specified in (a) of this section, his equitable interest is terminated by operation of law without further notice. Any entry permit cards issued to him under the permit shall be cancelled immediately upon receipt by the commission of a certificate of termination containing a copy of the notice required by (a) of this section issued by the commissioner. (§ 4 ch 83 SLA 1978)

Effective date. — Section 8, ch. 83, SLA 1978, provides: "This Act takes effect July 1, 1978."

Sec. 16.10.337. Deficiencies and transfer of entry permits after foreclosure. (a) Upon a foreclosure on an entry permit as provided in § 335 of this chapter, the commissioner shall offer the commission a right of first refusal if the permit is subject to a buy-back program under AS 16.43.290 — 16.43.330 at a price equal to the amount outstanding on the note plus any costs the department directly incurred in administering the loan.

(b) If the commission does not exercise its right of first refusal within 30 days after it receives the offer, or if the permit is not subject to a buy-back program under AS 16.43.290 — 16.43.330, the department shall promptly notify the debtor of this fact. The debtor has 30 days from the postmark date of the notice to nominate a person qualified to assume the note. The person nominated must qualify under the requirements of § 333(a) of this chapter. If qualified, he may assume all rights and liabilities of the original debtor.

(c) If the debtor is unable to nominate a qualified person to assume the note under (b) of this section, the permit must be made available to a qualified person, chosen as provided in this section, who must assume the note subject to all rights and liabilities of the original debtor. The commission shall provide the commissioner with a list of persons chosen by lottery who qualify as transferees of entry permits under ch. 43 of this title and regulations adopted by the commission and who have met the residency and commercial fishing participation requirements of § 310(a) of this chapter. The commissioner then shall determine, in order of presentation, any remaining qualifications. The commissioner shall allow the first applicant meeting all qualifications to assume the note.

(d) Nothing in this section affects the right of the commissioner to institute legal action for a deficiency resulting from a default on a note given under § 333 of this chapter. In addition to any deficiency, the

debtor is liable for the costs of administering the note and for costs and attorney fees. (§ 4 ch 83 SLA 1978)

Effective date. — Section 8, ch. 83, SLA 1978, provides: "This Act takes effect July 1, 1978."

Sec. 16.10.339. Regulations. The commission, with the approval of the department, shall adopt regulations to implement §§ 333 — 337 of this chapter. (§ 4 ch 83 SLA 1978)

Effective date. — Section 8, ch. 83, SLA 1978, provides: "This Act takes effect July 1, 1978."

Sec. 16.10.342. Special account established. (a) There is established as a special account within the commercial fishing revolving loan fund the foreclosure expense account.

(b) The commissioner may credit the foreclosure expense account with money earned as a result of an increased interest rate on a commercial fishing loan granted under § 320(c) of this chapter.

(c) The commissioner may expend money credited to the foreclosure expense account when necessary to protect the state's security interest in collateral on loans granted under §§ 300 — 370 of this chapter or to defray expenses incurred during foreclosure proceedings after a default by an obligor. (§ 4 ch 83 SLA 1978)

Effective date. — Section 8, ch. 83, SLA 1978, provides: "This Act takes effect July 1, 1978."

Sec. 16.10.360. Definitions. In §§ 300 — 370 of this chapter

(1) "commissioner" means the commissioner of commerce;

(2) "department" means the Department of Commerce;

(3) "commission" means the Alaska Commercial Fisheries Entry Commission;

(4) "debtor" means an individual commercial fisherman who either initially contracts for a loan under §§ 333 — 337 of this chapter or assumes a loan as provided in those sections. (§ 1 ch 134 SLA 1972; am § 5 ch 83 SLA 1978)

Effect of amendment. — The 1978 amendment, effective July 1, 1978, added paragraphs (3) and (4).

fishery resource in intrastate, interstate, or foreign commerce. (§ 2 ch 102 SLA 1977)

Article 7. Commercial Fishing Loan Act.

Section	Section
300. Declaration of policy	340. Creation of fund
310. Powers of the department	350. Administration of fund
320. Limitations on loans	360. Definitions
330. Sale or transfer of mortgages, bonds and notes	370. Short title

Legislative committee report. — For am FCC), see 1971 House Journal, p. 399; report on ch. 134, SLA 1972 (SCS CSHB 102 1972 House Journal, p. 554.

Sec. 16.10.300. Declaration of policy. It is the policy of the state, under §§ 300 — 370 of this chapter, to promote the rehabilitation of the state's fisheries, the development of a predominantly resident fishery, and the continued maintenance of commercial fishing gear and vessels throughout the state by means of long-term low interest loans. (§ 1 ch 134 SLA 1972; am § 1 ch 54 SLA 1973; am § 1 ch 128 SLA 1975)

Effect of amendments. — The 1973 amendment inserted "of a predominantly resident fishery." also inserted "the" preceding "continued maintenance."

The 1975 amendment inserted "the rehabilitation of the state's fisheries" and

Sec. 16.10.310. Powers of the department. (a) The department may

- (1) make loans to
 - (A) individual commercial fishermen who have been state residents for a continuous period of five years and have had a commercial fishing license for three years for the repair, restoration or upgrading of existing vessels and gear and for the purchase of entry permits and gear and the construction and purchase of vessels; and
 - (B) Repealed by § 2 ch 190 SLA 1976.
- (2) designate agents and delegate its powers to them as necessary;
- (3) adopt rules and regulations necessary to carry out its functions;
- (4) establish amortization plans for repayment of loans, which may include extensions for poor fishing seasons;
- (5) enter into agreements with private lending institutions, other state agencies or agencies of the federal government, to carry out the purposes of §§ 300 — 370 of this chapter.

(b) The department shall consult with the Department of Fish and Game on regulations and procedures established under this chapter. (§ 1

Effect of amendments. — The 1973 amendment substituted "fishing" for "gear" preceding "license" in paragraph (1) and added "and for the purchase of entry permits and gear and the construction and purchase of vessels" to the end of that paragraph of subsection (a).

The 1975 amendment designated the provisions of paragraph (1) of subsection (a) as present subparagraph (A) of that paragraph, and added subparagraph (B).

The 1976 amendment in subsection (a), repealed paragraph (1)(B), which read "permit holders under §§ 400 — 470 of this chapter, for the construction of hatchery facilities."

Editor's note. — Section 13, ch. 105, SLA 1977, effective January 1, 1978, amended paragraph (1)(A) of subsection (a) to read as follows: "(A) individual commercial fishermen who have been state residents for a continuous period of five years and have been state-residents for a continuous period-of-five-years and have had a crewmember or commercial fishing license under AS 16.05.480 or a permit under ch. 43 of this title for three years, for the repair, restoration or upgrading of existing vessels and gear, for the purchase of entry permits and gear, and for the construction and purchase of vessels; and".

Sec. 16.10.320. Limitations on loans. A commercial fishing loan may not exceed \$150,000. A loan may not run longer than 15 years or bear interest exceeding seven per cent, and it shall be secured by a first lien and appropriate security agreements, except that a lien in favor of the state is not required for loans guaranteed fully by the federal government under the Federal Ship Financing Act of 1972 (46 U.S.C. secs. 1271 — 1279b; 86 Stat. 909), as amended. In the case of a security agreement given to secure a loan made under secs. 300 — 370 of this chapter and covering a vessel documented under the laws of the United States and so long as the Ship Mortgage Act of 1920 (46 U.S.C. secs. 911 — 984; 41 Stat. 1000), as amended, and the Shipping Act of 1916 (46 U.S.C. secs. 801 — 842; 39 Stat. 728), as amended, remain ambiguous with respect to whether or not a state or state agency qualifies as a citizen of the United States for purposes of those Acts, the first lien requirement of this section may be satisfied by the recordation and endorsement of a first preferred ship mortgage under the Ship Mortgage Act of 1920, and by perfection of a security interest under the Uniform Commercial Code — Secured Transactions (AS 45.05.690 — 45.05.794), if the approval of the Secretary of Commerce is obtained under 46 U.S.C. sec. 839 for the transfer to the department of the interest in a vessel documented under the laws of the United States. In the case of a security agreement given to secure a loan made under secs. 300 — 370 of this chapter and covering a vessel documented under the laws of the United States, the first lien requirement of this section may also be satisfied by use of a trust deed and bond issue under it, if the trustee is a citizen of the United States and obtains a first preferred ship mortgage on the vessel under the Ship Mortgage Act of 1920, and the approval of the Secretary of Commerce is obtained under 46 U.S.C. secs. 839 and 961 for the transfer of the bond or bonds to the department if the trustee is not a trustee approved by the Secretary of Commerce

ch 134 SLA 1972; am § 3 ch 54 SLA 1973; am § 3 ch 128 SLA 1975; am § 1 ch 154 SLA 1977)

Effect of amendments. — The 1973 amendment added the language beginning "except that" to the end of the second sentence and added the present third and fourth sentences.

The 1975 amendment added the language beginning "and loans granted under § 310(a)(1)(B)" to the end of the second sentence and "Except for loans granted under § 310(a)(1)(B) of this chapter" to the beginning of the fifth sentence.

The 1977 amendment substituted "\$150,000" for "\$100,000" in the first sentence, deleted language relating to collateral for loans granted under § 310(a)(1)(B) of this chapter from the end of the second sentence, and deleted "Except for loans granted under § 310(a)(1)(B) of this chapter" from the beginning of the last sentence.

Sec. 16.10.330. Sale or transfer of mortgages, bonds and notes. (a) The commissioner of commerce may sell or transfer at par value or at a premium or discount to any bank or other private purchaser for cash or other consideration the mortgages, bonds and notes held by the Department of Commerce as security for loans made under this chapter.

(b) The commissioner of commerce and economic development may sell or transfer at par value to the Department of Revenue the mortgages, bonds and notes held by the Department of Commerce and Economic Development as security for loans made under this chapter. However, the commissioner of commerce and economic development may not transfer an interest in a vessel documented under the laws of the United States to the Department of Revenue, except as permitted by the Ship Mortgage Act of 1920 (46 U.S.C. secs. 911 — 984; 41 Stat. 1000), as amended, and the Shipping Act of 1916 (46 U.S.C. secs. 801 — 842; 39 Stat. 728), as amended, so long as those two Acts remain ambiguous with respect to whether or not a state or state agency qualifies as a citizen of the United States for purposes of those two Acts. The Department of Revenue, for the fiscal year ending June 30, 1976, shall purchase all the mortgages, bonds and notes offered until the current principal amount of all the mortgages, bonds and notes purchased and held by the Department of Revenue equals \$7,000,000. The Department of Revenue, for the fiscal year ending June 30, 1977, shall purchase all the mortgages, bonds and notes offered until the current principal amount of all the mortgages, bonds and notes purchased and held by the Department of Revenue equals \$9,000,000. After June 30, 1977, the Department of Revenue shall purchase all the mortgages, bonds and notes offered. (§ 1 ch 134 SLA 1972; am § 4 ch 54 SLA 1973; am § 1 ch 177 SLA 1976)

Effect of amendments. — The 1973 amendment inserted "bonds" in subsection (a) and in the first sentence of subsection (b), added the present second and third

sentences of that subsection, and deleted the former second sentence of that subsection.

The 1976 amendment inserted "for the fiscal year ending June 30, 1976" in the third sentence of subsection (b), substituted "37,000,000" for "55,000,000" at the end of that sentence, and added the fourth and fifth sentences of that subsection.

Sec. 16.10.340. Creation of fund. There is a commercial fishing revolving loan fund to carry out the purpose of §§ 300 — 370 of this chapter. (§ 1 ch 134 SLA 1972; am § 2 ch 177 SLA 1976)

Effect of amendment. — The 1976 amendment deleted "which shall not exceed \$1,000,000" following "revolving loan fund."

Sec. 16.10.350. Administration of fund. The commissioner shall administer the loan fund. (§ 1 ch 134 SLA 1972)

Sec. 16.10.360. Definitions. In §§ 300 — 370 of this chapter
 (1) "commissicner" means the commissioner of commerce;
 (2) "department" means the Department of Commerce. (§ 1 ch 134 SLA 1972)

Sec. 16.10.370. Short title. Sections 300 — 370 of this chpater may be cited as the Commercial Fishing Loan Act. (§ 1 ch 134 SLA 1972)

Article 8. Salmon Hatcheries.

Section	Section
375. Regional salmon plan	443. Department assistance and cooperation
380. Regional associations	445. Egg sources
400. Permits for salmon hatcheries	450. Sale of salmon and salmon eggs by hatchery
410. Hearings before permit issuance	460. Inspection of hatchery
420. Conditions of a permit	470. Annual report
430. Alteration, suspension or revocation of permit	475. Definitions
440. Regulation	

Editor's note. — Section 1, ch. 111, SLA 1974, provides: "It is the intent of this Act to authorize the private ownership of salmon hatcheries by qualified nonprofit corporations for the purpose of contributing, by artificial means, to the rehabilitation of the state's depleted and depressed salmon fishery. The program shall be operated without adversely affecting natural stocks of fish in the state and under a policy of management which allows reasonable segregation of returning hatchery-reared salmon from naturally occurring stocks."

Sec. 16.10.375. Regional salmon plan. The commissioner shall designate regions of the state for the purpose of salmon production and have developed and amend as necessary a comprehensive salmon plan for each region, including provisions for both public and private nonprofit hatchery systems. Subject to plan approval by the commissioner, comprehensive salmon plans shall be developed by regional planning teams consisting of department personnel and representatives of the appropriate qualified regional associations



RECORDS CERTIFICATION



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

James O. Smith
Signature of Camera Operator

3/8/90
Date

Introduced: 1/24/79
Referred: Health, Education &
Social Services and Finance

Funding Information
General Fund \$238,400
Other Funds -0-
\$238,400

1 IN THE HOUSE

BY PARR, ROGERS, BROWN, BETTISWORTH,
AND SMITH

2 HOUSE BILL NO. 21

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the
7 University of Alaska; and providing for an effective
8 date."

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

10 * Section 1. The sum of \$238,400 is appropriated to the University of
11 Alaska for the fiscal year ending June 30, 1979, to be apportioned for the
12 following purposes:

13	Acquisition of library books, Fairbanks Campus	\$200,000
14	Acquisition of library books, Juneau Campus	38,400

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

17

18

19

20

21

22

23

24

25

26

27

28

29

(7)

COMMITTEE REPORT HOUSE

FURTHER: FINANCE

1-24-79

Date: _____

Mr. Speaker:

The Committee on HESS has had HB 21

"An Act making a supplemental appropriation to the University of Alaska; eff. date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass . do not pass
- do pass with attached amendments(s)
- replace with CS for HA-51 same title
- new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

**MEMBERS SIGNING
DO PASS**

Thomas B. Barnes

Walter J. ...

(W.A. Mattick - Do Pass)

...

...

**MEMBERS HAVING
OTHER RECOMMENDATIONS:**

...

CHAIRMAN

AMENDMENT

OFFERED IN THE HOUSE:

BY: _____

To: _____ HOUSE BILL No. 21

SENATE BILL No. _____

PAGE: 1

LINE: 14

Page 1, Line 14, Insert:

Acquisition of library books and materials, Kenai Comm. College	\$25,000
Acquisition of temporary library Staffing, Kenai	\$ 3,000
Acquisition of library books, UAA campus	466,780
Acquisition of temporary processing staff, UAA campus	\$55,509

COMMITTEE REPORT

HOUSE

FURTHER:

March 1, 1979

Date: _____

Mr. Speaker:

The Committee on FINANCE has had HB 21

"An Act making a supplemental appropriation to the University of Alaska; eff. date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

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

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

COMMITTEE REPORT HOUSE

FURTHER: FINANCE

1-24-79

Date: _____

Mr. Speaker:

The Committee on HESS has had HB 21

"An Act making a supplemental appropriation to the University of Alaska; eff. date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

do pass do not pass

do pass with attached amendments(s)

replace with CS for HB-21 same title
 new title
and recommends _____

AND attaches a "Letter of Intent" New Fiscal Note

reports it back without recommendation

referred to the _____ Committee

**MEMBERS SIGNING
DO PASS**

Timona L. Barnes
Wesley Fisher
John H. Mathis - Do Pass
John W. Munson
B. Miles

**MEMBERS HAVING
OTHER RECOMMENDATIONS:**

John W. Munson
CHAIRMAN

Original sponsors: Parr, Rogers,
Brown, et al

Offered: 3/1/79
Referred: Finance

Funding Information

General Fund \$987,289
Other Funds -0-
\$987,289

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 21

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making supplemental appropriations to the
7 University of Alaska; and providing for an effective
8 date."

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

10 * Section 1. The sum of \$705,180 is appropriated to the University of
11 Alaska for the fiscal year ending June 30, 1979, to be apportioned for the
12 following purposes:

13 Acquisition of library books, Fairbanks Campus \$200,000

14 Acquisition of library books, Juneau Campus 38,400

15 Acquisition of library books, Anchorage Campus 466,780

16 * Sec. 2. The sum of \$25,000 is appropriated from the general fund to the
17 University of Alaska for the acquisition of library books and materials for
18 the Kenai Community College.

19 * Sec. 3. The sum of \$198,600 is appropriated from the general fund to
20 the University of Alaska, Anchorage campus, for laboratory equipment for the
21 biology department.

22 * Sec. 4. The sum of \$3,000 is appropriated from the general fund to the
23 University of Alaska for temporary library staff at Kenai Community College.

24 * Sec. 5. The sum of \$55,509 is appropriated from the general fund to the
25 University of Alaska for temporary processing staff at the Anchorage campus.

26 * Sec. 6. The unexpended and unobligated portion of the appropriations
27 made in this Act lapses into the general fund June 30, 1980.

28 * Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-
29 070(c).

COMMITTEE COPY

5806
Walker

Introduced: 1/24/79
Referred: Health, Education &
Social Services and Finance

Funding Information
General Fund \$238,400
Other Funds -0-
\$238,400

BY PARR, ROGERS, BROWN, BETTISWORTH
AND SMITH

1 IN THE HOUSE

2 HOUSE BILL NO. 21

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the
7 University of Alaska; and providing for an effective
8 date."

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

10 * Section 1. The sum of \$238,400 is appropriated to the University of
11 Alaska for the fiscal year ending June 30, 1979, to be apportioned for the
12 following purposes:

13 Acquisition of library books, Fairbanks Campus \$200,000

14 Acquisition of library books, Juneau Campus 38,400

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

ALASKA STATE LEGISLATURE

ELEVENTH Legislature **FIRST** Session

HOUSE **BILL** NO. **21**

By **PARR, ROGERS, BROWN,**
BETTISWORTH AND SMITH

"An Act making a supplemental appropriation to the University of Alaska; and providing for an effective date."

University of Alaska

Introduced in the House ... **1-24-**, 19**79**.

HISTORY IN THE HOUSE

19 79

Jan. 24

Read first time and referred to Committee on **HESS and Finance**

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by Speaker
Sent to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by President
Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Received from Senate

Concurred in Senate amendment thus adopting:
VOTE

Failed to concur in Senate amendment; asked Senate to recede
VOTE

Senate receded from amendment
VOTE

Senate failed to recede from amendment
VOTE

CC appointed by House

CC appointed by Senate

CC adopted by House
VOTE

CC adopted by Senate
VOTE

To enrolling
Reported correctly enrolled
Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.

Original sponsors: Parr, Rogers,
Brown, et al

IN THE HOUSE

BY THE FINANCE COMMITTEE

CS FOR HOUSE BILL NO. 21

IN THE LEGISLATURE OF THE STATE OF ALASKA

ELEVENTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act making supplemental appropriations to the University
of Alaska, and providing for an effective date."

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

*Section 1. The sum of \$202,640 is appropriated to the University of Alaska for
the fiscal year ending June 30, 1979, to be apportioned for the following purposes:

Acquisition of library books, Fairbanks Campus	\$170,000
Acquisition of library books, Juneau Campus	\$ 32,640

*This Act takes effect immediately in accordance with AS 01.10.070(c).

BRIAN ROGERS
Alaska State Legislature

February 15, 1979

TO: Representative Thelma Buchholdt, Chair
House Health, Education & Social Services Committee

FROM: Representative Brian Rogers

RE: House Bill 21, Supplemental Appropriation to the University of
Alaska

You asked for backup material on this bill. I believe a recap of last year's library funding fiasco is in order.

Attached are the original requests approved by the Board of Regents for the three campuses, \$175.0 for Anchorage, \$294.7 for Fairbanks, and \$38.4 for Juneau. You will note that the Regents also requested \$42.7 for binding (Fairbanks) and \$4.5 for binding and cataloging (Juneau). The Governor also recommended these figures to the Legislature.

The House moved all appropriations from the operating to the capital budget and included the following letter of intent with the Anchorage line item of \$500: "This appropriation includes funds for processing of new acquisitions." The House capital budget was higher than the original operating request for Anchorage, but lower for Fairbanks and Juneau. The Senate raised the Anchorage funding by \$1 million, the Fairbanks funding by \$55,000 and left the Juneau figure untouched. These figures were maintained in the Free Conference Budget.

The library funds were listed by the Regents as their top priority when the governor asked what funds should not be vetoed. Apparently the administration thought the original library book budget was intact in the operating budget, and subjected the capital budget to a 2/3's line-item veto in Fairbanks and Anchorage, while zeroing Juneau. The governor says he made "a mistake." The net effect of his vetoes was that the Regent's original request for Anchorage was increased by \$325,000, the request for Fairbanks was decreased by \$227,400 and Juneau's entire \$42,900 request was denied. The cut to the Fairbanks library budget has been devastating -- over 200 periodical subscriptions were cut and purchases of new books cut to near zero. Restoration of these funds is critical.

The following summarizes the progression of last year's request for library books funding:

	OPERATING BUDGET				CAPITAL BUDGET			
	UA's request for books	plus proces- sing	Regents' total request	Gover- nor's recomm	House	Senate & FCC	Gover- nor	Regents' total to Governor's
Anchorage	175	0	175	175	500	1,500	500	+325
Fairbanks	294.7	42.7	337.4	337.4	245	300	100	-227.4
Juneau	38.4	4.5	42.9	42.9	38.4	38.4	38.4 0	-42.9

Original sponsors: Parr, Rogers,
Brown, et al

Offered: 3/1/79
Referred: Finance

Funding Information

General Fund \$987,289
Other Funds -0-
\$987,289

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 21

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making supplemental appropriations to the
7 University of Alaska; and providing for an effective
8 date."

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

10 * Section 1. The sum of \$705,180 is appropriated to the University of
11 Alaska for the fiscal year ending June 30, 1979, to be apportioned for the
12 following purposes:

13	Acquisition of library books, Fairbanks Campus	\$200,000
14	Acquisition of library books, Juneau Campus	38,400
15	Acquisition of library books, Anchorage Campus	466,780

16 * Sec. 2. The sum of \$25,000 is appropriated from the general fund to the
17 University of Alaska for the acquisition of library books and materials for
18 the Kenai Community College.

19 * Sec. 3. The sum of \$198,600 is appropriated from the general fund to
20 the University of Alaska, Anchorage campus, for laboratory equipment for the
21 biology department.

22 * Sec. 4. The sum of \$3,000 is appropriated from the general fund to the
23 University of Alaska for temporary library staff at Kenai Community College.

24 * Sec. 5. The sum of \$55,509 is appropriated from the general fund to the
25 University of Alaska for temporary processing staff at the Anchorage campus.

26 * Sec. 6. The unexpended and unobligated portion of the appropriations
27 made in this Act lapses into the general fund June 30, 1980.

28 * Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-
29 070(c).

#