

LEG. FINANCE - BILLS 1979 - 1980 1105

HB 452 cont. thru HB 455 406

1
2
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

(3) loans to other credit unions in the state;

(4) assets which are insured by, fully guaranteed as to principal and interest, or due from the federal government, its agencies, the Federal National Mortgage Association, or the Government National Mortgage Association;

(5) buildings and land owned by the credit union;

(6) loans to students insured under the provisions of Title IV, part B of the Higher Education Act of 1965 (20 U.S.C. 1071 et. seq.) or similar state insurance programs which are not in default;

(7) the insured portion of loans insured under Title I of the National Housing Act (12 U.S.C. 1703) by the Federal Housing Administration;

(8) the insured portion of common trust investments in government securities authorized by this chapter if the credit union is the direct beneficiary of the guarantee or insurance; or

(9) accrued interest on nonrisk investments approved by the commissioner.

Sec. 06.45.300. CHARGING OFF OR SETTING UP RESERVES AGAINST BAD DEBTS. The commissioner may require a credit union to establish a reserve for and charge off the whole or part of an asset which has not been lawfully acquired, reduce the value of an asset on its books to its market value, charge off on its books that portion of an asset classified as a loss in a report of examination, or charge off on its books debts owed to the credit union in which interest due has been unpaid for a period of six months unless the debt principal is adequately secured and the credit union is in the process of collection.

ARTICLE 4. MERGER, CONVERSION AND LIQUIDATION.

Sec. 06.45.310. MERGER. (a) A credit union may, with the approval of the commissioner and the payment of fees established by regula-

1 tion, merge with another credit union under the certificate of authority
2 of the other credit union, under a plan agreed upon by a majority of the
3 board of directors of each credit union joining in the merger, and
4 approved by the affirmative vote of a majority of the members of each
5 credit union present at meetings of the members legally called for this
6 purpose.

7 (b) After agreement by the directors and approval by the members
8 of both credit unions, the president and secretary of each credit union
9 shall execute a certificate of merger, which shall set out the time and
10 place of the meeting of the board of directors at which the plan was
11 agreed upon, the vote in favor of adoption of the plan, a copy of the
12 resolution or other action by which the plan was agreed upon, the time
13 and place of the meeting of the members at which the plan agreed upon
14 was approved, and the vote by which the plan was approved by the mem-
15 bers.

16 (c) The certificate of merger shall be forwarded to the commis-
17 sioner and he shall approve or disapprove the plan of merger and give
18 notice of his determination to the boards of directors of the credit
19 unions.

20 (d) The commissioner shall consider the prospects for financial
21 success of the surviving credit union and its ability to discharge the
22 duties and to conform to the restrictions imposed on a credit union
23 before approving or disapproving a merger.

24 (e) On approval of the certificate of merger by the commissioner,
25 the property rights and interest of the merging credit unions vest in
26 the surviving credit union.

27 Sec. 06.45.320. CONVERSION OF CERTIFICATE. A credit union estab-
28 lished under the laws of this state may convert to a credit union under
29 the laws of another state or of the United States. A credit union

1 established under the laws of the United States or another state may
2 convert to a credit union established under the laws of this state. To
3 achieve a conversion, a credit union must comply with the requirements
4 of law applicable to each credit union and file proof of compliance with
5 the commissioner. A credit union chartered under this chapter which
6 proposes to convert its charter to another jurisdiction must, in addi-
7 tion to the other requirements of this section, have the proposed con-
8 version approved by a majority of its members.

9 Sec. 06.45.330. SUSPENSION. a) If the commissioner has grounds
10 to believe that a credit union is insolvent or has wilfully violated the
11 provisions of this chapter or is operating in an unsafe or unsound
12 manner, the commissioner may issue an order under AS 06.01.030(a) and
13 take possession of the credit union and its assets and suspend its
14 operations. The board of directors shall be given notice of the suspen-
15 sion. The notice shall include a list of the grounds for the suspension
16 and a list of the specific violations of this chapter.

17 (b) If, after a hearing under AS 06.01.030(a), at which the credit
18 union may submit a plan to continue operations, the commissioner deter-
19 mines that one or more of the grounds for suspension listed in (a) of
20 this section has occurred and that the interests of the members of the
21 credit union are in jeopardy, the commissioner may issue a permanent
22 order directing the credit union to cease the activity causing the
23 condition or may revoke the certificate of authority of the credit
24 union. appoint a liquidating agent, and liquidate the credit union in
25 accordance with AS 06.45.340.

26 Sec. 06.45.340. DISSOLUTION AND LIQUIDATION. (a) At a meeting
27 called by the commissioner, a majority of the membership of the credit
28 union may vote to dissolve the credit union. A member not present at
29 the meeting may, within 90 days of the meeting, vote to dissolve the

1 credit union by signing a form approved by the commissioner. The credit
2 union, on the affirmative vote of the members to dissolve the credit
3 union, shall proceed with voluntary liquidation.

4 (b) If the commissioner rejects the credit union's plan to con-
5 tinue operations, submitted under AS 06.45.330(b), he may issue a notice
6 of involuntary liquidation and appoint a liquidating agent. The credit
7 union may appeal the decision of the commissioner to the superior court.

8 (c) A liquidating credit union continues in existence for the
9 purpose of discharging its debts, collecting and distributing its as-
10 sets, and doing the acts required to wind up its business. The board of
11 directors or the liquidating agent shall use the assets of the credit
12 union to pay, in the following order,

13 (1) expenses incidental to the liquidation;

14 (2) trust accounts;

15 (3) liabilities due nonmembers;

16 (4) deposits and special purpose thrift accounts;

17 (5) a distribution to the members proportionate to the shares
18 held on the date liquidation was ordered.

19 (d) When the board of directors or the liquidating agent deter-
20 mines that the assets of the credit union have been liquidated and
21 distributed under this section, a certificate of dissolution on a form
22 prescribed by the commissioner shall be executed and filed with the
23 office of the recorder in the recording district in which the credit
24 union has its principal place of business. After recording, the certi-
25 ficate shall be filed with the commissioner and the credit union is
26 dissolved.

27 (e) If a credit union is liquidated because of bankruptcy or
28 insolvency, the commissioner may appoint the National Credit Union
29 Administration as the liquidating agent.

1 established under the laws of the United States or another state may
2 convert to a credit union established under the laws of this state. To
3 achieve a conversion, a credit union must comply with the requirements
4 of law applicable to each credit union and file proof of compliance with
5 the commissioner. A credit union chartered under this chapter which
6 proposes to convert its charter to another jurisdiction must, in addi-
7 tion to the other requirements of this section, have the proposed con-
8 version approved by a majority of its members.

9 Sec. 06.45.330. SUSPENSION. (a) If the commissioner has grounds
10 to believe that a credit union is insolvent or has wilfully violated the
11 provisions of this chapter or is operating in an unsafe or unsound
12 manner, the commissioner may issue an order under AS 06.01.030(a) and
13 take possession of the credit union and its assets and suspend its
14 operations. The board of directors shall be given notice of the suspen-
15 sion. The notice shall include a list of the grounds for the suspension
16 and a list of the specific violations of this chapter.

17 (b) If, after a hearing under AS 06.01.030(a), at which the credit
18 union may submit a plan to continue operations, the commissioner deter-
19 mines that one or more of the grounds for suspension listed in (a) of
20 this section has occurred and that the interests of the members of the
21 credit union are in jeopardy, the commissioner may issue a permanent
22 order directing the credit union to cease the activity causing the
23 condition or may revoke the certificate of authority of the credit
24 union, appoint a liquidating agent, and liquidate the credit union in
25 accordance with AS 06.45.340.

26 Sec. 06.45.340. DISSOLUTION AND LIQUIDATION. (a) At a meeting
27 called by the commissioner, a majority of the membership of the credit
28 union may vote to dissolve the credit union. A member not present at
29 the meeting may, within 90 days of the meeting, vote to dissolve the

1 ARTICLE 5. PROHIBITED PRACTICES AND SANCTIONS.

2 Sec. 06.45.350. UNAUTHORIZED CONDUCT OF CREDIT UNION BUSINESS. It
3 is a class A misdemeanor for a natural person to conduct business under
4 a name or title which contains the words "credit union" or a derivation
5 of them or to represent himself as conducting business as a credit
6 union.

7 Sec. 06.45.360. TRANSFER OF CREDIT UNION'S PROPERTY TO PREFERRED
8 CREDITOR IS VOID. The transfer of property, money, or assets by a
9 credit union after it becomes insolvent under this chapter, to prefer
10 one creditor over another, or to prevent the equal distribution of its
11 property and assets among its creditors is void.

12 Sec. 06.45.370. UNLAWFUL DECEIT OF COMMISSIONER OR EXAMINERS. A
13 person is guilty of a class C felony who, with intent to deceive the
14 commissioner or a person authorized to examine the affairs of a credit
15 union, wilfully and knowingly,

16 (1) makes or causes to be made a false statement;

17 (2) enters a false figure, statement, or entry in the books
18 of a credit union; or

19 (3) makes or circulates a false report or statement about the
20 condition of a credit union in the state.

21 Sec. 06.45.380. RECEIPT OF DEPOSITS WHILE INSOLVENT. A director,
22 officer, or employee of a credit union who fraudulently receives a
23 deposit, knowing that the credit union is insolvent, is guilty of a
24 class A felony.

25 Sec. 06.45.390. PENALTY. A person who knowingly violates a provi-
26 sion of this chapter for which no specific penalty is provided is guilty
27 of a class A misdemeanor.

28 ARTICLE 6. GENERAL PROVISIONS.

29 Sec. 06.45.400. FISCAL YEAR. The fiscal year of a credit union

1 organized under this chapter is the calendar year.

2 Sec. 06.45.410. RECORDS. (a) Records of a credit union organized
3 under this chapter shall be kept for a period of six years from the date
4 of their making or of their last entry.

5 (b) A credit union is not required to receipt for payment except
6 as provided in the bylaws. A credit union is not required to endorse a
7 note showing date of payments or balance due.

8 Sec. 06.45.420. LIABILITY OF MEMBERS, DIRECTORS, OFFICERS AND
9 EMPLOYEES. (a) The members of a credit union are not personally or
10 individually liable for the debts of the credit union.

11 (b) A director, officer or employee of a credit union who know-
12 ingly approves or permits the money of the credit union to be invested
13 or loaned in a negligent, careless or dishonest manner is personally
14 liable for damages which the credit union, its members, depositors, or
15 others suffer from his action.

16 Sec. 06.45.430. BRANCH OFFICE FACILITIES. (a) With the approval
17 of the commissioner, a credit union may establish a branch office. The
18 commissioner may by regulation establish the requirements for an appli-
19 cation and an appropriate application fee.

20 (b) The commissioner shall approve an application by a state
21 credit union under (a) of this section if he determines that

22 (1) the proposal is economically feasible;

23 (2) the name of the branch office is not deceptively similar
24 to another credit union doing business in the state;

25 (3) any conditions imposed by the commissioner for granting
26 the application have been fulfilled.

27 (c) A credit union may share office space with other credit unions
28 and may contract for facilities or personnel.

29 Sec. 06.45.440. TAXATION. A credit union organized under this

1 chapter or other credit union law and its accounts are exempt from all
2 taxation levied by the state or a political subdivision of the state
3 except that real property and tangible personal property owned by a
4 credit union is subject to taxation to the same extent that similar
5 property is taxed. Nothing in this chapter prevents holdings in a
6 credit union established under this chapter from being included in the
7 valuation of the personal property of the holders for purposes of taxes
8 imposed by the state or a political subdivision of the state.

9 Sec. 06.45.450. APPLICABILITY OF AS 45.05. When a credit union
10 engages in activities regulated under AS 45.05, it is considered to be a
11 bank and shall be governed by AS 45.05.

12 Sec. 06.45.460. ADMINISTRATIVE PROCEDURE ACT. Regulations under
13 this chapter shall be adopted under the Administrative Procedure Act
14 (AS 44.62).

15 Sec. 06.45.470. DEFINITIONS. In this chapter, unless the context
16 otherwise requires,

17 (1) "commissioner" means the commissioner of commerce and
18 economic development;

19 (2) "department" means the Department of Commerce and Eco-
20 nomic Development.

21 (3) "deposit account" means a member equity account in which
22 the board of directors may vary the rates, maturities, minimums or other
23 conditions of ownership;

24 (4) "share account" means a member account that earns divi-
25 dends from undivided earnings at a rate determined by the board of
26 directors at the close of a stated accounting period;

27 (5) "share certificate account" means an account that earns a
28 predeclared rate of return when held to maturity and that has a prior
29 claim on credit union assets;

1
2
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

(6) "special purpose thrift account" means Christmas clubs, vacation clubs, and other similar thrift accounts.

Introduced: 4/9/79
Referred: Judiciary

1 IN THE HOUSE

BY MCKINNON AND ROGERS

2 HOUSE BILL NO. 452

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act providing for state chartered credit unions."

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

8 * Section 1. AS 06 is amended by adding a new chapter to read:

9 CHAPTER 40. ALASKA CREDIT UNION ACT.

10 ARTICLE 1. FORMATION AND MANAGEMENT OF CREDIT UNIONS.

11 Sec. 06.40.010. FORMATION OF CREDIT UNION. (a) A credit union
12 may be formed by seven or more residents of the state who meet the
13 requirement of common bond under AS 06.40.060 and the requirements of
14 this section and who (1) subscribe for shares of the credit union in the
15 aggregate amount of \$1,000, and (2) execute two copies of articles of
16 incorporation and bylaws of the credit union consistent with the provi-
17 sions of this chapter and the regulations of the commissioner.

18 (b) The incorporators shall submit to the commissioner an appli-
19 cation to establish a credit union, including the proposed articles of
20 incorporation, bylaws, and required fees. The commissioner shall
21 approve the application if he determines that

22 (1) the articles of incorporation and bylaws conform to the
23 provisions of this chapter;

24 (2) the incorporators are fit and of good general character;

25 (3) the proposed credit union is economically feasible;

26 (4) the name of the proposed credit union is not deceptively
27 similar to the name of another credit union doing business in the state;
28 and

29 (5) any conditions imposed by the department in granting the

1 certificate of approval have been fulfilled.

2 (c) The commissioner shall, within 60 days of receipt from the
3 incorporators of all information requested by him under (b) of this
4 section, either approve or disapprove the application. If the commis-
5 sioner approves the application, he shall, within the same 60-day period,
6 issue a certificate of approval and return a copy of the articles of
7 incorporation, the certificate of approval, and bylaws to the organizers
8 to be preserved in the permanent files of the credit union.

9 (d) A credit union may not transact business until formal approval
10 of the charter has been received.

11 Sec. 06.40.020. ARTICLES OF INCORPORATION. (a) The articles of
12 incorporation shall state the name of the credit union; the term of
13 existence; the par value of its shares, which shall be in \$5 multiples,
14 not less than \$5 nor more than \$25; the names and addresses of the in-
15 corporators and the number of shares held by each; the territory in
16 which the proposed credit union will operate; the proposed field of
17 membership, specified in detail; and the number of directors which shall
18 be an odd number not less than 5 and not more than 25.

19 (b) Amendments to the articles of incorporation shall be submitted
20 to the commissioner and shall be effective upon written approval of the
21 commissioner. A fee may be charged for the approval of amendments.

22 Sec. 06.40.030. BYLAWS. The incorporators shall adopt the initial
23 bylaws of the credit union. The members of the credit union may alter,
24 amend or repeal the bylaws or adopt new bylaws. The bylaws shall pre-
25 scribe the following:

26 (1) the conditions of residence or occupation which qualify
27 persons for membership; however,

28 (A) credit unions shall be open to groups having common
29 bonds of occupation or association, or to residents within a well-

1 defined neighborhood, community, or rural district, or to employees
2 of related or vicinal industries, or to members of a bona fide
3 fraternal, religious, cooperative, labor, rural, educational, or
4 similar organization and employees of the credit union; members of
5 the immediate family of all qualified persons are eligible for
6 membership; in this section "members of the immediate family"
7 include the wife, husband, parents, and children of a member
8 whether living together in the same household or not and any other
9 relative of the member or spouse of a member living together in the
10 same household as the member;

11 (B) organizations and associations composed of indivi-
12 duals, the majority of whom are eligible for membership, may be
13 admitted to membership in the same manner and under the same condi-
14 tions as individuals;

15 (C) an individual who ceases to qualify under this
16 section may retain his full membership in the credit union at the
17 discretion of the board of directors;

18 (2) the method of receipting for money paid on accounts;

19 (3) the number of directors and the length of their terms, a
20 credit committee or loan officer;

21 (4) the duties of the officers;

22 (5) the time of the annual meeting of members, which shall be
23 held within 90 days after the end of the calendar year;

24 (6) the manner in which members and directors shall be noti-
25 fied of meetings;

26 (7) other provisions for the management of the affairs of the
27 credit union consistent with law or the articles of incorporation.

28 Sec. 06.40.040. NAME. The name of a credit union chartered under
29 this chapter shall include the words "credit union". A credit union may

1 not adopt the same name as that of another existing credit union.

2 Sec. 06.40.050. INITIAL DIRECTORS AND COMMITTEES. The incorpora-
3 tors shall select at least five persons to serve on the board of direc-
4 tors, three persons to serve on the supervisory committee, and persons
5 to serve on other committees required by the articles or bylaws. The
6 persons selected serve in these capacities until the first annual
7 meeting of the members and the election of their successors.

8 Sec. 06.40.060. MEMBERSHIP. (a) Except as provided in this sec-
9 tion, the membership of a credit union is limited to persons who have
10 common bonds who have met the requirements stated in the articles of
11 incorporation and the bylaws.

12 (b) Societies and co-partnerships composed primarily of indivi-
13 duals who are eligible for membership and corporations whose stock-
14 holders are composed primarily of individuals who are eligible for
15 membership may be admitted to membership in the same manner and under
16 the same conditions as individual .

17 (c) A credit union organized under this chapter may permit mem-
18 bership of a central credit union organized under this chapter.

19 Sec. 06.40.070. POWERS. A credit union may

20 (1) have perpetual succession by its corporate name unless
21 its duration is limited by its articles of incorporation;

22 (2) adopt and use a seal, which may be altered at pleasure;

23 (3) sue and be sued, complain and defend, in its corporate
24 name;

25 (4) make contracts, purchase, hold, lease and dispose of
26 property, either in whole or in part, necessary to its operations;

27 (5) require the payment of an entrance fee or annual member-
28 ship fee;

29 (6) receive savings from its members in the form of shares,

1 deposits, time certificates or special purpose thrift accounts;

2 (7) lend its funds to its members and invest surplus funds as
3 provided in this chapter;

4 (8) borrow from any source in an aggregate amount not to
5 exceed 50 per cent of paid-in and unimpaired capital and surplus to meet
6 share withdrawals or for purposes of financing investments in real
7 estate and credit union premises under AS 06.40.276 but may not borrow
8 for any other investments, and discount or sell eligible obligations,
9 subject to regulations prescribed by the commissioner; however, the
10 proposed borrowing must be in accordance with policy established by the
11 board of directors, and the credit union must notify the commissioner
12 when the amount borrowed by the credit union exceeds 35 per cent of its
13 paid-in and unimpaired capital and surplus;

14 (9) make deposits in banks chartered by this state or the
15 federal government, in trust companies, in savings and loan associa-
16 tions, and in central credit unions;

17 (10) hold membership in a central credit union organized under
18 this chapter and in organizations composed of credit unions;

19 (11) declare dividends, pay interest on deposits and pay
20 interest refunds to borrowers as provided in this chapter;

21 (12) assess charges to members in accordance with the bylaws
22 for failure to meet their obligations to the credit union;

23 (13) sell travelers checks, money orders and other money-type
24 instruments to its members;

25 (14) act as fiscal agents for and to receive deposits from
26 this state, the federal government or political subdivisions of either;

27 (15) perform trust services for its members subject to the
28 provisions of AS 06.25 upon approval by the commissioner, including the
29 trust estates of deceased members, and to act as a custodian of quali-

1 fied pension funds of self-employed individuals under the provisions of
2 P.L. 89-809;

3 (16) sell all or a part of its assets or purchase all or a
4 part of the assets of another credit union, subject to the approval of
5 the commissioner;

6 (17) receive from its members or from another credit union
7 deposits in accounts of a type approved by the administrator of the
8 National Credit Union Administration for federally chartered credit
9 unions, and honor requests for withdrawals of these deposits in any form
10 which is similarly approved, if the credit union has total shares and
11 deposits of at least \$1,000,000 and maintains the reserves and bonds
12 required by the commissioner;

13 (18) contribute to public service or eleemosynary institutions
14 and contribute to, support or participate in a nonprofit service facil-
15 ity whose services will benefit the credit union, subject to regulations
16 prescribed by the commissioner;

17 (19) facilitate its members' purchase of goods and services in
18 a manner which promotes the purposes of the credit union;

19 (20) exercise the incidental powers necessary to enable it to
20 carry out effectively the business and purposes for which it is incor-
21 porated, including the inherent powers generally implied for general
22 corporations organized under the laws of this state.

23 Sec. 06.40.080. MEMBERS' MEETINGS. The annual meeting and special
24 meetings of the members of the credit union shall be held at the time,
25 place and in the manner prescribed in the bylaws. At least a simple
26 majority of the members must be present or represented by proxies to
27 conduct the annual meeting; however, proxies shall be equally divided
28 among those members attending the annual meeting. Each member shall
29 have one vote at the annual meeting, irrespective of his shareholdings.

1 A society, association, partnership or corporation, having membership in
2 the credit union, may be represented and vote by one of its members or
3 shareholders who has been legally authorized by its governing body.

4 Sec. 06.40.090. BOARD OF DIRECTORS. (a) The business affairs,
5 funds and records of the credit union shall be directed by a board of
6 directors to be elected at the annual members' meeting by and from the
7 members. All members of the board shall hold office for the term pro-
8 vided in the bylaws. The board of directors shall fill vacancies
9 occurring in the board at the next regular directors' meeting after the
10 vacancy occurs, until successors elected at the next annual members'
11 meeting have been qualified, except that vacancies created by an expan-
12 sion of the board shall be filled only by election at the next members'
13 meeting. The board shall appoint the members of the supervisory com-
14 mittee and other committees required by the bylaws and shall fill
15 vacancies occurring in these committees.

16 (b) The board of directors shall meet as often as necessary, but
17 not less than once each month. The board may appoint from the member-
18 ship of the board an executive committee of not less than three direc-
19 tors who may be authorized to act for the board in all respects, subject
20 to conditions and limitations prescribed by the board.

21 (c) A member of the board or committee of the board may not be
22 compensated for his service. A member, while on official business of
23 the credit union authorized by the board of directors, may be reimbursed
24 for necessary expenses incidental to the performance of the business.

25 (d) It is the duty of the directors to

26 (1) act upon applications for membership or to appoint one or
27 more membership officers other than the treasurer, assistant treasurer,
28 or loan officer, to act on membership applications under procedures
29 established in the bylaws;

1 (2) purchase a blanket fidelity bond, in accordance with the
2 regulations of the commissioner, covering the officers, employees,
3 members of official committees, and agents of the credit union;

4 (3) determine the interest rate to be charged on loans and to
5 be paid on deposits, to authorize an interest refund to members from
6 income earned and received in proportion to the interest paid by them,
7 and to declare dividends on shares as provided in the bylaws;

8 (4) determine the number of shares and share certificates and
9 the classes of shares and share certificates that may be held by a
10 member, and determine the security and the maximum amount which may be
11 loaned or provided in lines of credit;

12 (5) direct the investment of surplus funds, except that the
13 board may designate a committee of its number or a qualified individual
14 to have charge of making investments in accordance with AS 06.40.290;

15 (6) authorize the employment of persons necessary to carry on
16 the business of the credit union and to establish the compensation of
17 employees, the treasurer and loan officers;

18 (7) designate a depository or depositories for the funds of
19 the credit union, authorize the conveyance of property, and borrow or
20 lend money to carry on the functions of the credit union;

21 (8) perform or authorize any action consistent with this
22 chapter not specifically reserved by the bylaws for the members.

23 Sec. 06.40.100. EXECUTIVE OFFICERS. (a) At the organization
24 meeting and within 30 days following each annual meeting of the members,
25 the directors shall elect from their own number an executive officer,
26 who may be designated as chairman of the board or president; a vice-
27 chairman of the board or one or more vice-presidents, a treasurer, and a
28 secretary, of whom the last two may be the same individual. The persons
29 elected shall be the executive officers of the corporation. No executive

1 officer, except the treasurer, may be compensated for his service. The
2 terms of officers shall be one year or until their successors have been
3 chosen and qualified.

4 (b) The board of directors may employ an officer in charge of
5 operations whose title shall be general manager or may designate the
6 treasurer to act as general manager and be in active charge of the
7 affairs of the credit union. The duties of the officers shall be as
8 determined by the bylaws.

9 (c) Before the officer in charge of operations may enter upon his
10 duties he shall give bond with good and sufficient surety, in an amount
11 and character to be determined by the board in compliance with regula-
12 tions adopted by the commissioner.

13 Sec. 06.40.110. CREDIT COMMITTEE. (a) The board of directors
14 shall appoint a credit committee consisting of an odd number of members
15 of the credit union, no less than three, or, if provided in the bylaws,
16 appoint one or more loan officers empowered to approve loans under the
17 conditions prescribed by the board. A loan may not be made unless
18 approved by the loan officer or credit committee.

19 (b) A credit committee shall hold meetings as often as the busi-
20 ness of the credit union may require, but not less frequently than once
21 a month. Loans must be approved by a majority of the committee who are
22 present at the meeting at which the application is considered. The
23 credit committee may appoint one or more loan officers, and delegate to
24 him or them the power to approve loans. Not more than one member of the
25 credit committee may be appointed as loan officer or assistant loan
26 officer.

27 Sec. 06.40.120. SUPERVISORY COMMITTEE. (a) The supervisory
28 committee shall make a semiannual audit of the credit union and shall
29 submit a report of the audit to the board of directors and a summary of

1 that report to the members. A copy of the report shall also be sub-
2 mitted to the department within 60 days of its completion. The commit-
3 tee shall provide for supplementary audits which it considers necessary
4 or which may be required by the commissioner, and submit reports of
5 these supplementary audits to the board of directors. The supervisory
6 committee shall also provide for verification of the passbooks and
7 accounts of the members with the records of the treasurer at least once
8 every two years and at least half of the passbooks and accounts shall be
9 verified each year.

10 (b) The supervisory committee may by a unanimous vote suspend an
11 officer of the credit union or a member of the credit committee or of
12 the board of directors, until the next meeting, which shall be held not
13 less than 7 nor more than 14 days after the suspension, at which meeting
14 the suspension shall be acted on by the members of the credit union.

15 (c) The supervisory committee may by a majority vote call a spe-
16 cial meeting of the members to consider an alleged violation of this
17 chapter, the charter or the bylaws, or a practice of the credit union
18 considered by the supervisory committee to be unsafe or unauthorized; if
19 a meeting is called, the commissioner shall be notified immediately and
20 informed of the time and place of the meeting and the nature of the
21 alleged violation to be considered.

22 (d) A member of the supervisory committee may be suspended by a
23 majority vote of the board of directors. The members of the credit
24 union shall decide, at a meeting held not less than 7 nor more than 14
25 days after the suspension, whether the suspended committee member shall
26 be removed from or restored to the supervisory committee.

27 Sec. 06.40.125. CONFLICTS OF INTEREST. (a) No director, commit-
28 tee member, officer, agent or employee of the credit union may in any
29 manner, directly or indirectly, participate in the deliberation upon or

1 the determination of any question affecting his pecuniary interest or
2 the pecuniary interest of any corporation, partnership or association,
3 other than the credit union, in which he is directly or indirectly
4 interested.

5 (b) In addition to other penalties, a person who violates this
6 section may not serve as an officer, agent or employee of a credit
7 union.

8 ARTICLE 2. SUPERVISION AND REGULATION OF CREDIT UNIONS.

9 Sec. 06.40.130. SUPERVISION AND FEES. (a) The commissioner has
10 general supervision of credit unions, subject to the provisions of this
11 chapter.

12 (b) The commissioner shall adopt regulations for the administra-
13 tion of this chapter which prescribe the minimum amount of surety bond
14 coverage required of credit unions in relation to their assets and
15 establish application and examination fees.

16 (c) The commissioner may authorize a credit union chartered under
17 this chapter to engage in any activity in which a federally chartered
18 credit union may engage.

19 (d) For the purpose of paying the costs incident to the ascertain-
20 ment of whether a certificate of approval should be issued, the incor-
21 porators shall pay, at the time of filing their articles of incorpora-
22 tion and bylaws, the amount prescribed by the commissioner, which shall
23 not exceed \$100 in any case. Not later than January 31 of each calendar
24 year, each credit union shall pay to the department for the preceding
25 calendar year, a supervision fee in accordance with a graduated scale
26 prescribed by this section on the basis of assets as of December 31 of
27 the preceding year, but the fee shall in no event be less than \$100, as
28 follows:

29

Total Assets	Maximum Fee
--------------	-------------

HB 452

1 \$500,000 or less.....30 cents per \$1,000
 2 Over \$500,000 and not over \$1,000,000....\$150 plus 25 cents per \$1,000
 3 in excess of \$500,000
 4 Over \$1,000,000 and not over \$2,000,000..\$275 plus 20 cents per \$1,000
 5 in excess of \$1,000,000 Over
 6 \$2,000,000 and not over \$5,000,000..\$475 plus 15 cents per \$1,000
 7 in excess of \$2,000,000 Over
 8 \$5,000,000.....\$925 plus 10 cents per \$1,000
 9 in excess of \$5,000,000

10 (e) No annual supervision fee is payable by the credit union for
 11 the year in which its charter is issued if the charter is issued after
 12 June 30 except in cases of conversion from a credit union chartered
 13 under the provisions of the Federal Credit Union Act to a credit union
 14 chartered under this chapter, or in which final distribution is made in
 15 its liquidation or the charter is otherwise canceled.

16 (f) Failure of any credit union to pay any amount provided in this
 17 section is grounds for the revocation of the charter of the credit union
 18 failing to make the payment.

19 (g) Fees collected under this section shall be deposited in the
 20 general fund.

21 Sec. 06.40.140. EXAMINATIONS. (a) The commissioner or his
 22 representatives shall conduct an annual examination and any additional
 23 examinations he considers necessary of each credit union established
 24 under this chapter. A report of the examination will be forwarded to
 25 the board of directors of the credit union within 60 days after comple-
 26 tion of the examination. The report shall contain comments on the
 27 general condition of the assets and the management of the credit union.
 28 A general meeting of the board of directors and committeemen shall be
 29 called within 30 days after receipt to consider the report, and copies

1 of the report shall be made available by the board of directors to all
2 members of the credit union. Within 60 days of receipt of the report,
3 the board of directors shall furnish the department with a signed state-
4 ment acknowledging the receipt of the report and attesting to their
5 review of and familiarity with its contents.

6 (b) A credit union, its officers and agents are required to give
7 the commissioner full access to all books, papers, securities, records
8 and other sources of information under their control. For purposes of
9 examination, the commissioner shall have the power to subpoena wit-
10 nesses, administer oaths, compel the giving of testimony and require the
11 submission of documents.

12 (c) The commissioner may contract for examinations of credit
13 unions if the scope of the examination is equivalent to the examination
14 made by the commissioner. The cost of contract examinations shall be
15 borne by the credit union.

16 (d) The examiner shall take and subscribe an oath that he will
17 honestly and impartially examine into and report the condition of state
18 credit unions as to assets and liabilities and other information as may
19 be required by the department, that he will not disclose the information
20 he obtains through the examination to any person other than the depart-
21 ment, that at the time of his employment he is not obligated to or a
22 member of the credit union and that he is not an officer or employee of
23 any credit union conducting business in this state.

24 (e) All records of the department relating to this chapter are
25 public records, including those related to methods and procedures used
26 in examinations, except that all papers, documents, reports, reports of
27 examination, and other writings relating specifically to the supervision
28 and regulation of any state credit union by the department under this
29 chapter are not public records and are not open for examination or

1 copying by the public except under a court subpoena. Reports of exami-
2 nations made by the department shall be retained for five years.

3 Sec. 06.40.150. REQUIRED DIRECTORS' MEETINGS AND STATEMENTS TO THE
4 DEPARTMENT. When the department considers it necessary it may require a
5 meeting of the board of directors of a credit union to be held in the
6 manner and at the time and place it directs. Any report of an examina-
7 tion required or allowed by this chapter, any conclusions drawn from
8 such an examination by the department, any recommendations made by the
9 department relative to it, and any other matters concerning the opera-
10 tion and condition of the credit union may be presented to the board of
11 directors by the department. Each member of the board of directors
12 shall furnish to the department a statement on forms to be supplied by
13 the department that he has read and is familiar with the recommendations
14 of the department.

15 Sec. 06.40.160. ANNUAL REPORTS. A credit union organized under
16 this chapter shall submit annual reports to the commissioner on forms
17 supplied by him for that purpose, which reports shall be due on or be-
18 fore February 1. A credit union failing to file by February 15 shall be
19 levied a fine of \$10 per day until the report is filed.

20 Sec. 06.40.170. CENTRAL CREDIT UNION. (a) A central credit union
21 may be organized and operated under the provisions of this chapter and
22 is subject to all provisions not inconsistent with this section. This
23 credit union shall be known as the Alaska Central Credit Union. Member-
24 ship in the central credit union shall be limited to

25 (1) credit unions organized and operating under the pro-
26 visions of this chapter or operating in this state under the provisions
27 of the Federal Credit Union Act;

28 (2) officers, directors and committee members and employees
29 of credit unions, employees of the central credit union, employees of an

1 association of Alaska credit unions, and resident employees of federal
2 or state government agencies responsible for the supervision of credit
3 unions in this state;

4 (3) organizations or associations of these persons;

5 (4) employees of a common employer with insufficient numbers
6 to form or conduct the affairs of a separate credit union, upon approval
7 of the commissioner; and

8 (5) persons who are members of credit unions in this state
9 which have entered into or are about to enter into voluntary or involun-
10 tary dissolution proceedings under the provisions of AS 06.40.330 or
11 credit unions in this state which have entered into or are about to
12 enter into voluntary or involuntary dissolution proceedings under the
13 provisions of Chapter 14 of Title XII of the U.S. Code.

14 (b) The board of directors of a credit union becoming a member of
15 the central credit union shall designate one person to be its voting
16 representative. The voting representative shall be eligible to hold
17 office in the central credit union as if that person were himself a
18 member of the central credit union.

19 (c) The central credit union shall have all the rights and powers
20 of any other credit union organized under this chapter and shall in
21 addition have the power to obtain or acquire the assets and liabilities
22 of a credit union operating in this state which enters into liquidation.

23 (d) The central credit union shall have the authority to make
24 loans to other credit unions and to purchase shares of and make deposits
25 in other credit unions. It shall have the power to invest in and grant
26 loans to associations of credit unions, central funds of credit unions
27 or organizations chartered to provide exclusive service to credit
28 unions; to borrow money from any source, not to exceed the amount of its
29 unimpaired capital and surplus; and to issue notes or debentures.

1 the name of two or more persons, one or more of whom may make with-
2 drawals. At least one party to a multiple party account must be a
3 member of the credit union in which the account is established. The
4 account may be created with any person designated by the credit union
5 member, but a nonmember may not vote, obtain loans, or hold office.

6 (b) Accounts established for deposit of funds of a partnership,
7 joint venture or other association or accounts controlled by two or more
8 persons as the legally authorized agents or trustees for a corporation,
9 unincorporated association, charitable or civic organization or any
10 trust, except trusts of deposits evidenced only by the form of the
11 deposit, are excluded from the meaning of the term and from the pro-
12 visions of this chapter relating to multiple party accounts.

13 (c) Unless the terms of the account expressly stipulate that joint
14 signatures are required, a multiple party account may be paid on demand
15 to any one or more of the parties to the account, without regard to
16 whether any other party is incompetent or deceased at the time the
17 payment is demanded. If the account is one presumed to be a survivor-
18 ship account, payment may not be made to the personal representative or
19 heirs of a deceased party unless proofs of death are presented to the
20 credit union showing that the decedent was the last surviving party. A
21 credit union is not required to inquire as to the source of funds re-
22 ceived for deposit or the proposed application of any sum withdrawn from
23 the account.

24 (d) During the lifetime of all parties, a multiple party account
25 which provides that the sums on deposit or in shares may be paid on
26 demand of either of two or more parties is presumed to belong to the
27 parties in proportion to the net contributions by each party to the sums
28 on deposit. In the absence of satisfactory proof of net contributions,
29 the parties shall be presumed to own a multiple party account in equal

1 undivided interests.

2 (e) The death of a party to a multiple party account shall have no
3 effect on the beneficial ownership of the account, other than to trans-
4 fer the decedent's right to his estate, unless the account is a survi-
5 vorship account or trust account.

6 (f) Without qualifying any other statutory right to set-off or
7 lien and subject to any contractual provision, when a party to a mul-
8 tiple party account is indebted to a credit union, the credit union has
9 a right to set-off against the entire amount of the account.

10 Sec. 06.40.210. SURVIVORSHIP ACCOUNTS. A multiple party account
11 payable to two or more persons, jointly or severally, which does not
12 expressly provide that there is no right of survivorship, is presumed to
13 be a survivorship account. At the death of a party, sums on deposit in
14 a survivorship account belong to the surviving party or parties as
15 against the estate of the decedent. Where there are two or more sur-
16 vivors, their respective ownership shall be in proportion to their
17 previous net contributions augmented by an equal share for each survivor
18 of any interest the decedent may have owned in the account immediately
19 before his death, plus the proceeds of insurance on decedent's life paid
20 to the account. The right of survivorship continues between survivors.

21 Sec. 06.40.220. PRESUMPTIONS REBUTTABLE. The presumptions created
22 by AS 06.40.190 - 06.40.210 concerning beneficial ownership as between
23 parties, or as between parties and beneficiaries, of multiple party
24 accounts are relevant only to controversies between these persons or
25 their creditors or other successors, and shall have no bearing on the
26 rights of withdrawal of these persons as determined by the terms of the
27 account contracts. These presumptions are based upon inferences of the
28 intention of parties to multiple party accounts and the usual expecta-
29 tions of persons using these accounts and are rebuttable by clear and

1 convincing evidence of a different intention. The presumptions of
2 survivorship are not subject to change by will, but may be rebutted by a
3 written order received by the credit union to change the form of the
4 account or directing that payment not be made in accordance with the
5 account which is signed by a party and is received by the credit union
6 during the party's lifetime. If not rebutted by contrary evidence, the
7 presumptions provided in this chapter are effective to establish bene-
8 ficial ownership. Transfers resulting from the application of these
9 presumptions are effective by reason of the account contracts and are
10 not to be considered as testamentary.

11 Sec. 06.40.230. PAYMENTS BY CREDIT UNION. Payment made in accor-
12 dance with AS 06.40.190 - 06.40.210 discharges the credit union from all
13 claims for amounts so paid whether or not the payment is consistent with
14 the beneficial ownership of the account as between parties, or benefici-
15 aries or their successors. The protection given does not extend to
16 payments made after a credit union has received written notice from a
17 party who has a present right of withdrawal that withdrawals in accor-
18 dance with the terms of the account should not be permitted. Unless the
19 notice is withdrawn by the person giving it, the death of any party
20 after notice has no effect on withdrawal rights, and the personal repre-
21 sentative or heirs of the decedent must concur in any demand for with-
22 drawal if the credit union is to be protected under this section. No
23 other notice or information shown to have been available to a credit
24 union shall affect its right to the protection provided here. This
25 protection shall have no bearing on the rights of parties in disputes
26 between themselves or their successors concerning the beneficial owner-
27 ship of funds in, or withdrawn from, multiple party accounts.

28 Sec. 06.40.240. MINORS. Shares may be issued to and deposits
29 received from a minor who may withdraw the shares and deposits, includ-

1 ing dividends and interest. Deposits and share investments made by a
2 minor and withdrawals of them by the minor shall be valid in all re-
3 spects. For these purposes a minor is considered of full age.

4 Sec. 06.40.250. INACTIVE ACCOUNTS. If a credit union is unable to
5 contact a member, beneficiary or other person by first class mail at the
6 last address shown on the records of the credit union, and if this
7 inability continues for a period of more than seven years, all shares,
8 deposits, accounts, dividends, interest and other sums due to or stand-
9 ing in the name of that person escheat to and become the property of the
10 state. This provision shall not apply to sums due to or standing in the
11 name of two or more persons unless the credit union is unable to contact
12 any of these persons in the manner and during the period specified in
13 this section.

14 Sec. 06.40.260. DIVIDENDS. After provision for operating ex-
15 penses, interest, accrued taxes and the required reserves, the board of
16 directors may, at intervals determined by them in accordance with regu-
17 lations which may be promulgated by the commissioner, declare a dividend
18 to be paid on the classes of shares determined by them from the remain-
19 ing net earning at a rate not to exceed the rate established by the
20 National Credit Union Administrator. Dividends may be paid at different
21 rates on different types of shares and at different rates and maturity
22 dates in the case of share certificates. Dividend credit may be accrued
23 on various types of shares and share certificates as authorized by the
24 board of directors. No dividend shall be declared if, after payment of
25 the dividend, known losses would exceed the combined balances of the
26 reserve fund and undivided earnings.

27 Sec. 06.40.270. LOANS. (a) A credit union may make loans to its
28 members upon the terms and conditions provided in the bylaws and
29 approved by the credit committee or loan officer. The rate of interest

1 may not exceed one per cent per month on the unpaid balance, and the
2 maximum rate of interest prescribed by this section is inclusive of all
3 charges incident to making the loan. When applicable for real estate
4 loans, the interest rates prescribed in AS 45.45.010(b) shall prevail.
5 Every application for a loan shall be made in writing upon a form
6 approved by the board of directors, and shall state the purpose for
7 which the loan is desired, and the security, if any, offered. Every
8 loan shall be evidenced by a written statement. An unsecured loan shall
9 bear a maturity of no longer than five years and shall be supported by a
10 financial statement of the loan applicant. All secured loans except
11 those secured by improved real estate shall mature within 10 years. In
12 addition to generally accepted types of security, the endorsement of a
13 note by a guarantor or assignment of shares, in a manner consistent with
14 the laws of this state, shall be considered security within the meaning
15 of this chapter; however, when an endorsement of a note by a guarantor
16 is used as security on a loan for more than \$2,000, the loan shall also
17 be supported by a financial statement. The adequacy of all securities
18 shall be within the determination of the credit committee or loan offi-
19 cer, subject to the provisions of this chapter and the bylaws. A
20 borrower may repay his loan before maturity in whole or in part on any
21 business day without penalty.

22 (b) The credit committee or loan officer may approve in advance
23 upon its own motion or upon application by a member, an extension of
24 credit, and loans may be granted to the member within the limit of the
25 extension of credit. When an extension of credit has been approved,
26 applications for loans need no further consideration as long as the
27 aggregate obligation does not exceed the limit of the extension of
28 credit. The credit committee or loan officer shall, at least once a
29 year, review all extensions of credit and an extension of credit shall

1 expire if the member becomes more than 90 days delinquent in his obli-
2 gations to the credit union.

3 (c) No loan or extension of credit may be made to a member in an
4 aggregate in excess of \$200 or 10 per cent of the credit union's unim-
5 paired capital and surplus, whichever is greater.

6 (d) A credit union may make loans to its own directors or to
7 members of its supervisory or credit committee; however, the aggregate
8 of loans to an individual director or committee member which exceeds
9 \$2,500 plus pledged shares must be approved by the board of directors.
10 A credit union may permit directors and committee members to act as
11 guarantor or endorser of loans to other members, except that when the
12 loan standing alone or when added to any outstanding loans of the guar-
13 antor exceeds \$2,500, approval of the board of directors is required.

14 (e) A credit union may participate with other credit unions, cor-
15 porations or financial institutions in making loans to credit union
16 members.

17 (f) A credit union may participate in guaranteed loan programs of
18 the federal and state government.

19 (g) Subject to modification by the department by regulation, real
20 estate loans may be made to members in conformity with criteria estab-
21 lished by the board of directors under the rules and regulations that
22 apply to federally chartered credit unions, provided that

23 (1) a residential real estate loan which is made to finance
24 the acquisition of a one-to-four family dwelling for the principal
25 residence of a credit union member, the sales price of which is not more
26 than 150 per cent of the median sales price of residential real property
27 situated in the geographical area (as determined by the board of direc-
28 tors) in which the property is located, and which is secured by a first
29 lien upon the dwelling, may have a maturity not exceeding 30 years;

1 (2) a loan to finance the purchase of a mobile home, which
2 shall be secured by a first lien on the mobile home, to be used by the
3 credit union member as his residence, or for the repair, alteration, or
4 improvement of a residential dwelling which is the residence of a credit
5 union member, shall have a maturity not to exceed 15 years unless the
6 loan is insured or guaranteed as provided in (3) of this subsection;

7 (3) a loan secured by the insurance or guarantee of the
8 federal government, or the state, or any agency of either may be made
9 for the maturity and under the terms and conditions specified in the law
10 under which the insurance or guarantee is provided;

11 (4) the unpaid principal balance of loans secured by real
12 estate may not, in the aggregate, exceed 50 per cent of the paid-in
13 capital of the credit union.

14 Sec. 06.40.275. ACQUISITION OF PROPERTY TO SATISFY OR PROTECT
15 PREVIOUS LOAN. A state credit union may take property of any kind, to
16 satisfy or protect a loan previously made in good faith and in the
17 ordinary course of business. The property shall be entered on the books
18 at cost, or fair market value, whichever is less. Property acquired to
19 satisfy or protect previous loans shall be disposed of over a period of
20 time as the department prescribes by regulation.

21 Sec. 06.40.276. INVESTMENT IN REAL ESTATE AND CREDIT UNION PRE-
22 MISES. A credit union may acquire, purchase, hold or lease property for
23 the following purposes only:

24 (1) real property necessary for the convenient transaction of
25 its business, including credit union offices, equipment, furniture and
26 fixtures, leasehold improvements, parking lots, and investment in a
27 credit union building corporation if all obligations of the building
28 corporation to the credit union are included as investment, provided
29 that the book asset value of the purchases or investments does not

1 exceed 60 per cent of the sum of the capital and surplus accounts of the
2 credit union;

3 (2) the satisfaction of or on account of debts previously
4 contracted in the course of its business;

5 (3) the purchase at sale under judgment, decree, lien, or
6 mortgage foreclosure, against security held by it.

7 Sec. 06.40.277. DISPOSITION OF PROPERTY NOT NEEDED IN THE CONDUCT
8 OF A CREDIT UNION BUSINESS. All real estate and personal property not
9 necessary for the transaction of a credit union business which comes
10 into the possession of a state credit union shall be disposed of as soon
11 as possible in accordance with the regulations of the department. If
12 any such real estate or personal property is not sold within the time
13 limit prescribed by the regulations, it shall be written off and may not
14 be carried as an asset of the credit union.

15 Sec. 06.40.280. INSURANCE. (a) A credit union may purchase in-
16 surance on the lives of its members in an amount equal to their respec-
17 tive shares, deposits and loan balances, and may enter into cooperative
18 marketing arrangements for its members covering group life insurance,
19 temporary disability coverage, health and accident plans and other
20 programs which are demonstrated to be in the interest of improving the
21 economic and social conditions of the credit union members.

22 (b) All credit unions chartered under this chapter, or credit
23 unions in operation at the time of issuance of a charter under this
24 chapter must submit evidence of share insurance coverage from the admin-
25 istrator of the National Credit Union Administration. The amounts of
26 loss to be protected or guaranteed shall be established by the commis-
27 sioner. The commissioner shall make available reports of condition and
28 examination reports to the administrator of the National Credit Union
29 Administration and may accept any report of examination made on behalf

1 of the administrator. Should a credit union be closed because of bank-
2 ruptcy or insolvency, the commissioner may appoint the National Credit
3 Union Administrator as the liquidating agent.

4 (c) Credit unions that do not maintain share insurance coverage as
5 specified in this section shall be liquidated by the commissioner in
6 accordance with AS 06.40.340.

7 Sec. 06.40.290. INVESTMENTS. Funds not used in making loans to
8 members may be invested in

9 (1) securities, obligations, participations, or other instru-
10 ments issued by or fully guaranteed as to principal and interest by the
11 federal government or one of its agencies or in a trust established for
12 the purpose of investing in these;

13 (2) obligations of the State of Alaska and its political
14 subdivisions if no amount more than 15 per cent of the paid-in capital
15 is invested in any one issue of revenue obligations;

16 (3) certificates of deposit or passbook accounts issued by a
17 state or national bank, savings and loan association or mutual savings
18 bank domiciled in this state;

19 (4) loans to or shares or deposits of other credit unions if
20 they do not, in the aggregate, exceed 10 per cent of the paid-in capi-
21 tal;

22 (5) the capital shares, obligations, or preferred stock
23 issues of any association or corporation whose members, stockholders,
24 patrons or owners are confined to credit unions and which is organized
25 to service or assist credit unions in accomplishing their purposes;

26 (6) deposits in the United States Central Credit Union;

27 (7) loans to a credit union association or corporation,
28 national or state, of which the credit union is a member, except that
29 these investments shall be limited to two per cent of the assets of the

1 credit union;

2 (8) stock in a credit union building corporation in accor-
3 dance with AS 06.40.276.

4 Sec. 06.40.300. RESERVE ALLOCATIONS. (a) At the end of each
5 accounting period, the gross income of the credit union shall be deter-
6 mined. Reserve allocations shall be determined according to the
7 following:

8 (1) A credit union in operation for more than four years and
9 having assets of \$500,000 or more shall set aside (A) 10 per cent of
10 gross income until the regular reserve shall equal four per cent of the
11 total of outstanding loans and risk assets; then (B) five per cent of
12 gross income until the regular reserve shall equal six per cent of the
13 total of outstanding loans and risk assets.

14 (2) A credit union in operation less than four years or
15 having assets of less than \$500,000 shall set aside (A) 10 per cent of
16 gross income until the regular reserve shall equal seven and one-half
17 per cent of the total of outstanding loans and risk assets; then (B)
18 five per cent of gross income until the regular reserve shall equal 10
19 per cent of the total of outstanding loans and risk assets.

20 (3) When the regular reserve falls below the required per-
21 centages of the total of outstanding loans and risk assets, it shall be
22 replenished in the manner described in this subsection.

23 (b) In addition to the regular reserve, special reserves shall be
24 established to protect the interests of the members when required by
25 regulation or when found by the commissioner, in any special case, to be
26 necessary.

27 (c) For the purpose of establishing the reserves required by this
28 section, all assets shall be considered risk assets except the follow-
29 ing:

- 1 (1) cash on hand;
- 2 (2) deposits or shares in financial institutions insured by
3 the Federal Deposit Insurance Corporation, the Federal Savings and Loan
4 Insurance Corporation or the National Credit Union Administration;
- 5 (3) loans to other credit unions in the state;
- 6 (4) assets which are insured by, fully guaranteed as to
7 principal and interest, or due from the federal government, its agen-
8 cies, the Federal National Mortgage Association, or the Government
9 National Mortgage Association;
- 10 (5) buildings and land owned by the credit union;
- 11 (6) loans to students insured under the provisions of Title
12 IV, part B of the Higher Education Act of 1965 (20 U.S.C. 1071 et. seq.)
13 or similar state insurance programs; however, loans described in this
14 paragraph which are in default shall be deducted from the total;
- 15 (7) the insured portion of loans insured under Title I of the
16 National Housing Act (12 U.S.C. 1703) by the Federal Housing Adminis-
17 tration;
- 18 (8) the insured portion of common trust investments in
19 government securities authorized by this chapter if the credit union is
20 the direct beneficiary of the guarantee or insurance; or
- 21 (9) accrued interest on nonrisk investments.

22 Sec. 06.40.305. CHARGING OFF OR SETTING UP RESERVES AGAINST BAD
23 DEBTS. The commissioner may require a credit union to establish a
24 reserve for and charge off the whole or part of an asset which has not
25 been lawfully acquired, write down an asset to its market value, charge
26 off that portion of an asset classified as a loss in a state report of
27 examination, or charge off all debts owned to the credit union in which
28 interest due has been unpaid for a period of six months unless the debt
29 principal is adequately secured and the credit union is in the process

1 of collection.

2 ARTICLE 4. MERGER, CONVERSION AND LIQUIDATION.

3 Sec. 06.40.310. MERGER. (a) A credit union may, with the ap-
4 proval of the commissioner, after making the payment established by
5 regulation, merge with another credit union under the existing charter
6 of the other credit union, under a plan agreed upon by a majority of the
7 board of directors of each credit union joining in the merger, and
8 approved by the affirmative vote of a majority of the members of each
9 credit union present at meetings of the members legally called for this
10 purpose.

11 (b) After agreement by the directors and approval by the members
12 of both credit unions, the president and secretary of each credit union
13 shall execute a certificate of merger, which shall set out the time and
14 place of the meeting of the board of directors at which the plan was
15 agreed upon, the vote in favor or adoption of the plan, a copy of the
16 resolution or other action by which the plan was agreed upon, the time
17 and place of the meeting of the members at which the plan agreed upon
18 was approved, and the vote by which the plan was approved by the mem-
19 bers.

20 (c) Before approving a merger the commissioner shall give con-
21 sideration to the purposes of this chapter and the prospects of the
22 surviving or consolidated credit union for financial success and its
23 ability to discharge the duties and conform to the restrictions imposed
24 upon a credit union.

25 (d) The certificates and a copy of the plan of merger shall be
26 forwarded to the commissioner, certified or disapproved by him, and
27 returned to the merging credit union within 60 days.

28 (e) Upon the merger, all property, property rights, and interest
29 of the merged credit union shall vest in the surviving credit union

1 without deed, endorsement, or other instrument.

2 Sec. 06.40.320. CONVERSION OF CHARTER. A credit union chartered
3 under the laws of this state may be converted to a credit union under
4 the laws of any other state or of the United States either inside or
5 outside this state. A credit union chartered under the laws of the
6 United States or any other state may convert to a credit union chartered
7 under the laws of this state. To effect the conversion, a credit union
8 must comply with all the requirements for credit unions originally
9 chartered under this chapter, of the authority under which it was origi-
10 nally chartered and the requirements of the commissioner, and file proof
11 of compliance with the commissioner. A credit union chartered under the
12 laws of this state which proposes to convert its charter to another
13 jurisdiction must, in addition to the other requirements of this sec-
14 tion, have the proposed conversion approved by an affirmative vote of a
15 majority of the members of the credit union.

16 Sec. 06.40.330. SUSPENSION. (a) If it appears that a credit
17 union is bankrupt or insolvent, or has wilfully violated the provisions
18 of this chapter, or is operating in an unsafe or unsound manner, the
19 commissioner may issue an order temporarily suspending the credit
20 union's operations for not more than 60 days. The board of directors
21 shall be given notice by registered mail of the suspension, which notice
22 shall include a list of the reasons for the suspension and a list of
23 specific violations of this chapter.

24 (b) Upon receipt of the suspension notice, the credit union shall
25 immediately cease all operations. The directors of the credit union
26 shall then file with the commissioner a reply to the suspension notice,
27 and request a hearing to present a plan of corrective actions proposed
28 if they desire to continue operations or request that the credit union
29 be declared insolvent and a liquidating agent appointed.

1 (c) If the credit union fails to answer the suspension notice or
2 request a hearing with the commissioner, he may then revoke the credit
3 union's charter, appoint a liquidating agent and liquidate the credit
4 union in accordance with AS 06.40.340.

5 Sec. 06.40.340. LIQUIDATION. (a) At a meeting called to consider
6 the matter, a majority of the entire membership may vote to dissolve the
7 credit union, provided a copy of the notice was mailed to the members of
8 the credit union at least 10 days before the meeting. A member not
9 present at the meeting may, within the next 20 days, vote in favor of
10 the dissolution by signing a form approved by the commissioner and his
11 vote shall have the same force and effect as if cast at the meeting. The
12 credit union shall immediately cease to do business except for the
13 purposes of liquidation, and the president and secretary shall, within
14 five days following the meeting, notify the commissioner of intention to
15 liquidate and shall include a list of the names and addresses of the
16 directors and officers of the credit union.

17 (b) If, after issuing notice of suspension and following the pro-
18 cedures set out in AS 06.40.330, the commissioner rejects the credit
19 union's plan to continue operations, he may issue a notice of involun-
20 tary liquidation and appoint a liquidating agent. The credit union may
21 request a stay of execution of this action by appealing to the appro-
22 priate court of the jurisdiction in which the credit union is located.

23 (c) A liquidating credit union shall continue in existence for the
24 purpose of discharging its debts, collecting and distributing its
25 assets, and doing the acts required in order to wind up its business,
26 and may sue and be sued for the purpose of enforcing debts and obliga-
27 tions until its affairs are fully adjusted. The board of directors, or
28 in the case of involuntary liquidation, the liquidating agent, shall use
29 the assets of the credit union to pay, in the following order, (1)

1 expenses incidental to the liquidation, including any surety bond that
2 may be required; (2) trust accounts; (3) any liability due nonmembers;
3 (4) deposits and savings club accounts as provided in this chapter.
4 Assets then remaining shall be distributed to the members proportion-
5 ately to the shares held on the date dissolution was voted.

6 (d) As soon as the board or the liquidating agent determines that
7 all assets from which there is a reasonable expectancy of realization
8 have been liquidated and distributed as set out in this section, they
9 shall execute a certificate of dissolution on a form prescribed by the
10 commissioner and file the certificate with the appropriate recording
11 agency within the jurisdiction of this state in which the credit union
12 has its principal place of business. After filing or recording and
13 indexing, the certificate shall be forwarded to the commissioner, at
14 which time the credit union is dissolved.

15 ARTICLE 5. PROHIBITED PRACTICES AND SANCTIONS.

16 Sec. 06.40.350. UNAUTHORIZED CONDUCT OF CREDIT UNION BUSINESS. It
17 is a misdemeanor punishable, upon conviction, by a fine of up to \$5,000
18 and imprisonment for up to one year for a person, except corporations
19 formed under the provisions of this chapter or another credit union law,
20 or an association of credit unions and its chapters, to conduct business
21 under a name or title which contains the words "credit union" or a
22 derivation of them, or to represent himself in his advertising or other-
23 wise as conducting business as a credit union.

24 Sec. 06.40.355. TRANSFER OF CREDIT UNION'S PROPERTY TO PREFERRED
25 CREDITOR IS VOID. The transfer by a credit union in the state of its
26 property, money, or assets, after it becomes insolvent within the spirit
27 of this chapter, with a view of preference of one creditor over another,
28 or to prevent the equal distribution of its property and assets among
29 its creditors, is void.

1 Sec. 06.40.360. UNLAWFUL DECEIT OF DEPARTMENT OR ITS EMPLOYEES. A
2 person who wilfully and knowingly subscribes to, or makes or causes to
3 be made any false statement, or enters any false figure, statement, or
4 entry in the books of a credit union in this state, or who knowingly
5 subscribes to, makes or circulates any false report or statement about
6 the condition of a credit union in the state, with intent to deceive the
7 department or any person authorized to examine the affairs of the credit
8 union, upon conviction, is punishable by imprisonment for not less than
9 one nor more than five years.

10 Sec. 06.40.365. UNLAWFUL FALSE REPORT TO DEPARTMENT. A person who
11 certifies and subscribes any report which is wilfully false in any
12 material effect is guilty of a misdemeanor, and upon conviction is
13 punishable by a fine of not more than \$5,000, or by imprisonment for not
14 more than one year, or by both.

15 Sec. 06.40.370. RECEIPT OF DEPOSITS WHILE INSOLVENT. The direc-
16 tor, officer, or employee of a credit union who fraudulently receives
17 any deposit, knowing that the credit union is insolvent, is guilty of a
18 felony, and upon conviction is punishable by a fine of not more than
19 \$5,000, or by imprisonment for not less than one year nor more than
20 three years, or by both.

21 Sec. 06.40.375. SLANDER AND LIBEL OF CREDIT UNION. A person who
22 wilfully and maliciously makes, circulates or transmits to another any
23 statement, rumor or suggestion, written, printed or by word of mouth,
24 which is directly or by implication derogatory to the financial condi-
25 tion or affects the solvency or financial standing of a credit union
26 doing business in the state, or who counsels, aids, procures, or induces
27 another to start, transmit or circulate such a statement or rumor, is
28 guilty of a felony, and upon conviction is punishable by a fine of not
29 more than \$5,000, or by imprisonment for not more than five years, or by

1 both.

2 Sec. 06.40.380. PENALTY. A person who wilfully and knowingly vio-
3 lates any provision of this chapter for which no specific penalty is
4 provided is guilty of a misdemeanor, and upon conviction is punishable
5 by a fine of not more than \$5,000, or by imprisonment for not more than
6 one year, or by both. In case of violation by a corporation, the corpo-
7 ration is punishable by a fine of not more than \$5,000.

8 ARTICLE 6. GENERAL PROVISIONS.

9 Sec. 06.40.390. FISCAL YEAR. The fiscal year of all credit unions
10 organized under this chapter shall be the calendar year.

11 Sec. 06.40.400. RECORDS. Records of a credit union chartered
12 under this chapter shall be kept for a period of six years from the date
13 of making them or from the date of the last entry on them. No credit
14 union may be required to receipt for payment except as provided in the
15 bylaws, nor shall it be necessary to endorse a note showing date of
16 payments or balance due.

17 Sec. 06.40.410. LIABILITY OF MEMBERS, DIRECTORS, OFFICERS AND
18 EMPLOYEES. (a) The members of a credit union are not personally or
19 individually liable for the debts of the credit union.

20 (b) A director, officer or employee of a credit union who know-
21 ingly approves or permits the funds of the credit union to be invested
22 or loaned in an excessive, careless or dishonest manner is personally
23 liable for all damages which the credit union, its members, depositors,
24 or any other person sustains because of the violation. The liability
25 may be enforced against the director, officer or employee by suit or
26 action in any court of competent jurisdiction.

27 Sec. 06.40.420. BRANCH OFFICE FACILITIES. (a) With the written
28 approval of the commissioner, a credit union may establish a branch
29 office at a location other than its main office. The commissioner may

1 by regulation establish the content of the application and an appropri-
2 ate application fee.

3 (b) The commissioner shall approve an application by a state
4 credit union under (a) of this section if he determines that

5 (1) the branch office proposal is economically feasible;

6 (2) the name of the branch office is not deceptively similar
7 to another credit union doing business in the state;

8 (3) the requirements of this chapter have been satisfied; and

9 (4) any conditions imposed by the department in granting the
10 application have been fulfilled.

11 (c) A credit union may share office space with one or more credit
12 unions and may contract with a corporation to provide facilities or
13 personnel.

14 Sec. 06.40.430. TAXATION. (a) A credit union organized under
15 this chapter or other credit union law and shares and deposits in them
16 shall be exempt from taxation imposed by this state or any taxing
17 authority within this jurisdiction, and laws which tax corporations in
18 any form, or deposits of them, or the accumulations on them, do not
19 apply to a credit union, except that real property and tangible personal
20 property owned by a credit union shall be subject to taxation to the
21 same extent that other similar property is taxed, provided that this
22 exception does not permit the imposition of a sales or use tax on a
23 credit union except on goods and services distributed to its members
24 under a group purchasing or cooperative marketing arrangement. The
25 shares of a credit union are not subject to transfer taxes, either when
26 issued or when transferred from one member to another.

27 (b) Participation by a credit union in a government program pro-
28 viding unemployment, social security, old age pension or other benefits,
29 is not considered a waiver of the taxation exemption granted in this

1 section.

2 Sec. 06.40.440. GROUP PURCHASING. A credit union may enter into
3 cooperative marketing arrangements to facilitate its members' voluntary
4 purchase of goods and services that are in the interest of improving
5 economic and social conditions of the members.

6 Sec. 06.40.450. OTHER REGULATIONS. When a credit union engages in
7 activities which are regulated under AS 45.05, it shall be considered to
8 be a bank and, in the absence of applicable provisions in this chapter,
9 shall be governed by AS 45.05.

10 Sec. 06.40.460. ADMINISTRATIVE PROCEDURE ACT. Regulations under
11 this chapter are subject to the Administrative Procedure Act (AS 44.62).

12 Sec. 06.40.470. DEFINITIONS. In this chapter, unless the context
13 otherwise requires,

14 (1) "commissioner" means the commissioner of commerce and
15 economic development;

16 (2) "department" means the Department of Commerce and Eco-
17 nomic Development.

18
19
20
21
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

3/20/90
Date

HR 453

Bill not referred to
Finance Fiscal Note
considered.

HFC F/N ~~R/O~~ \$41.6

R/O 3/27/80

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. CSHB 453
 Title An Act relating to Labor Relations between School Boards and other
 Requested by public employers and their employees; and Date 3-27-80
providing for an effective date."

II. FISCAL DETAIL
 Agency Affected Department of Labor
 Program Category Affected Public Protection
 BRU, Program, or Subprogram(s) Affected Wage and Hour Administration
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES		16.4				
200 TRAVEL		15.0				
300 CONTRACTUAL		10.0				
400 COMMODITIES		2				
500 EQUIPMENT		0				
600 LAND & STRUCTURES		0				
700 GRANTS, CLAIMS, ETC.		0				
TOTAL		41.6				

FUNDING (Thousands of Dollars)

GENERAL FUND		41.6				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME		1				
TEMPORARY						

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

1. Personal Services cost at current salary schedule cost for one half-time position (3/16/80).
2. Travel to remote areas, \$15,000 - Wage and Hour Investigator I, Range 16, Juneau.
3. Contractual Services, \$10,000, includes Legal Services cost for Attorney General's Office.
4. Inflation factor used - 7% for all items except Personal Services.
5. Assumes effective date of July 1, 1980.

Russ Meekins
 Russ Meekins, Chairman
 House Finance Committee

IV. DATE _____ PREPARED BY _____ Revised: 3/27/80
 AGENCY _____
 PHONE _____
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

FISCAL NOTE

CS 153

I. REQUEST
 Bill/Resolution No. CS House Bill 453 "An Act relating to Labor Relations between School Boards and other public employers and their employees."
 Title School Boards and other public employers and their employees.
 Requested by HESS Committee Date 2/27/80

II. FISCAL DETAIL
 Agency Affected Department of Labor
 Program Category Affected Public Protection
 BRU, Program, or Subprogram(s) Affected Wage and Hour Administration
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

Reduced by 1/2

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES		32.8	32.8	32.8	32.8	32.8
200 TRAVEL		15.0	16.1	17.2	18.4	19.7
300 CONTRACTUAL		10.0	10.7	11.4	12.3	13.1
400 COMMODITIES		.2	.2	.2	.3	.3
500 EQUIPMENT		1.0	0	0	0	0
600 LAND & STRUCTURES		0	0	0	0	0
700 GRANTS, CLAIMS, ETC.		0	0	0	0	0
TOTAL		59.0	59.8	61.6	63.8	65.9

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND		59.0	59.8	61.6	63.8	65.9
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		1	1	1	1	1
PART TIME						
TEMPORARY						

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

1. Personal Services cost at current salary schedule cost (3/16/80). *1/2 time position*
2. Travel to remote areas, \$15,000 - Wage and Hour Investigator I, Range 16, Juneau.
3. Contractual Services, \$10,000, includes Legal Services cost for Attorney General's Office.
4. Equipment, \$1,000 - Desk, Chair, Bookcase, Calculator and recorder.
5. Inflation factor used - 7% for all items, except Personal Services.
6. Assumes effective date of July 1, 1980.

IV. DATE February 27, 1980 PREPARED BY James Somy
 AGENCY Labor
 PHONE 465-2720
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)-

1	POSITION TITLE W/H Investigator I			RANGE/STEP 16A	BARG. UNIT. GGU	LOCATION Juneau	GDV	APPROV	DIS					
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No.	PCN No.	PRIORITY	FORM 12 - PAGE/LINE	LEG							
3	TYPE OF EXPENDITURE			AMOUNT		JUSTIFICATION:								
	1	2	3											
4	PERSONAL SERVICES: SALARY		2.132 p/m	25,584	<p>1. Pers. Serv.: Salary Schedule effective 3/16/80</p> <p>2. Travel to remote areas: \$15,000</p> <p>3. Cont. Svcs.: \$10,000 includes Legal Svcs for A.G.'s Office</p> <p>4. Equipment: \$1,000 Desk, Chair, Bookcase, Calculator and recorder</p> <p>This Bill would require the addition of one Wage a Hour Investigator I, Range 16 stationed in Juneau. The Department must assume that most non-certified certificated employees of school boards will enter into collective bargaining. It will be necessary to travel to all areas of the state to conduct elections, hold hearings, resolve grievances and unfair labor practices.</p>									
5	BENEFITS		.1542	3,945										
6	FICA		.0665	1,701										
7	HEALTH INS.		127 p/m	1,524										
8	TOTAL PERSONAL SERVICES			32,754										
9	TRAVEL			15,000										
10	CONTRACTUAL			10,000										
11	COMMODITIES			200										
12	EQUIPMENT			1,000										
13	OTHER													
14	TOTAL COST			58,954										
15	CODE	FUNDING SOURCE												
16		FED RCPTS.												
17		GF MATCH.												
18		GEN. FUND												
19		I-A RCPTS.												
20		PGM RCPTS												
21		OTHER												
21	CONTINUATION													
22	ADDITION	X	FOR B&M USE ONLY											
4A KEY NUMBER _____ COLUMN NO. _____														

AGENCY Labor PROGRAM AREA Worker Protection

BRU Wage and Hour

COMPONENT Wage and Hour Administration

FY 81

13 REQUEST FOR NEW POSITION.

Page 1 of 1

REVISED DATE _____

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 453
 Title An Act relating to labor relations between school boards and other public employers and their employees
 Requested by House HESS Date 1/24/80

II. FISCAL DETAIL

Agency Affected Department of Education
 Program Category Affected Education
 BRU, Program, or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		0	0	0	0	0

FUNDING (Thousands of Dollars)

GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

Fiscal impact cannot be quantified

IV. DATE 1/28/80 PREPARED BY William D. Thomson, Deputy Commissioner
 AGENCY Department of Education
 PHONE 465-2800
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

HB 453

Original sponsors: Parr, Brown,
Buchholdt, et al

Offered: 2/13/80
Referred: Rules

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 453

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to labor relations between school
7 boards and other public employers and their employees."

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

9 * Section 1. AS 14.20.550 is amended to read:

10 Sec. 14.20.550. NEGOTIATION WITH CERTIFICATED EMPLOYEES. Each
11 city, borough, and regional educational attendance area school board [,]
12 shall negotiate with its certificated employees in good faith on matters
13 pertaining to their employment, including wages and hours, fringe
14 benefits, leave provisions, association or union rights and benefits,
15 and by mutual agreement upon other matters of common concern. When
16 completed, the negotiations shall be reduced to a written agreement
17 [AND THE FULFILLMENT OF THEIR PROFESSIONAL DUTIES].

18 * Sec. 2. AS 14.20. is amended by adding a new section to read:

19 Sec. 14.20.565. SAFEGUARDING OF CERTAIN RIGHTS OF EMPLOYEES. (a)
20 A collective bargaining agreement entered into under AS 14.20.550 -
21 14.20.610 which incorporates a union security provision, including but
22 not limited to a union shop or agency shop provision, shall grant the
23 right not to join the bargaining organization to an employee who has a
24 religious conviction against associating in a bargaining organization
25 based on the tenets or teachings of a church or religious group of which
26 he is a member.

27 (b) If an employee who claims exemption from membership in the
28 bargaining organization submits satisfactory evidence of his religious
29 conviction to the labor relations agency, the agency shall declare the

1 employee exempt from membership in the bargaining organization.

2 (c) If exempted under this section, an employee shall pay an
3 amount equal to the regular dues, initiation fees, and assessments of
4 the bargaining organization to the bargaining organization. Failure of
5 an exempted employee to pay dues, fees, or assessments subjects him to
6 the penalty for nonpayment of dues by a member of the bargaining organi-
7 zation.

8 (d) A bargaining organization receiving a payment from a person
9 under (c) of this section shall contribute an amount equal to the payment
10 to a charity. The charity to which the contribution is made may not be
11 affiliated with a religious, labor or employee association. The bargain-
12 ing organization shall submit proof of the contribution to the labor
13 relations agency.

14 (e) In this section, "labor relations agency" means

- 15 (1) the council of a city which is a school district;
16 (2) the assembly of a borough or unified municipality; or
17 (3) the Department of Labor, with respect to regional educa-
18 tional attendance areas.

19 * Sec. 3. AS 23.40.100(b) is amended to read:

20 (b) If the labor relations agency has reasonable cause to believe
21 that a question of representation exists, it shall provide for an appro-
22 priate hearing upon due notice. If the labor relations agency finds
23 that there is a question of representation, it shall direct an election
24 by secret ballot to determine whether or by which organization the
25 employees desire to be represented and shall certify the results of the
26 election. Nothing in this section prohibits the waiving of hearings by
27 stipulation for the purpose of a consent election in conformity with the
28 regulations of the labor relations agency or an election in a bargaining
29 unit agreed upon by the parties. The labor relations agency shall

1 determine who is eligible to vote in an election and shall establish
2 rules governing the election. In an initial election for representation
3 held under this section, one of the choices on the ballot shall be "no
4 representation". In an election in which none of the choices on the
5 ballot receives a majority of the votes cast, a runoff election shall be
6 conducted, the ballot providing for selection between the two choices
7 receiving the largest and the second largest number of valid votes cast
8 in the election. If an organization receives the majority of the votes
9 cast in the election it shall be certified by the labor relations agency
10 as exclusive representative of all the employees in the bargaining unit.

11 * Sec. 4. AS 23.40.200(c) is amended to read:

12 (c) The class in (a)(2) of this section is composed of public
13 utility, snow removal, sanitation, and [PUBLIC SCHOOL AND OTHER] educa-
14 tional institution employees, except noncertificated employees of school
15 boards. Employees in this class may engage in a strike after mediation,
16 subject to the voting requirement of (d) of this section, for a limited
17 time. The limit is determined by the interests of the health, safety or
18 welfare of the public. The public employer or the labor relations
19 agency may apply to the superior court in the judicial district in which
20 the strike is occurring for an order enjoining the strike. A strike may
21 not be enjoined unless it can be shown that it has begun to threaten the
22 health, safety or welfare of the public. A court, in deciding whether
23 or not to enjoin the strike, shall consider the total equities in the
24 particular class. "Total equities" includes not only the impact of a
25 strike on the public but also the extent to which employee organizations
26 and public employers have met their statutory obligations. If an im-
27 passe or deadlock still exists after the issuance of an injunction, the
28 parties shall submit to arbitration to be carried out under AS 09.43.-
29 030.

1 * Sec. 5. AS 23.40.250(5) and (6) are amended to read:

2 (5) "public employee" means any employee of a public em-
3 ployer, whether or not in the classified service of the public employer,
4 except elected or appointed officials or certificated [TEACHERS OR
5 NONCERTIFICATED] employees of school boards [DISTRICTS];

6 (6) "public employer" means the state or a political sub-
7 division of the state, including without limitation, a [TOWN,] city,
8 borough, school board [DISTRICT], board of regents, public and quasi-
9 public corporation, housing authority or other authority established by
10 law, and a person designated by the public employer to act in its in-
11 terest in dealing with public employees;

12 * Sec. 6. AS 23.40.250 is amended by adding a new paragraph to read:

13 (8) "school board" includes a regional educational attendance
14 area school board.

15 * Sec. 7. Notwithstanding sec. 4, ch. 113, SLA 1972, a school board,
16 including a regional educational attendance area school board, may not reject
17 having the provisions of the Public Employment Relations Act (AS 23.40.070 -
18 23.40.260) apply to its relations with its noncertificated employees.

19 * Sec. 8. Nothing in this Act terminates or modifies a collective bar-
20 gaining unit, recognition of exclusive bargaining representative, or collec-
21 tive bargaining agreement if the unit, recognition, or agreement is in effect
22 on the effective date of this Act.

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill 453 "An Act relating to Labor Relations between School Title Boards and other public employers and their employees."

Requested by HFS Committee Date 4/18/79

II. FISCAL DETAIL

Agency Affected Department of Labor

Program Category Affected Public Protection

BRU, Program, or Subprogram(s) Affected Wage and Hour Administration

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES		28.8	28.8	28.8	28.8	28.8
200 TRAVEL		16.1	17.2	18.4	19.7	21.0
300 CONTRACTUAL		10.7	11.4	12.3	13.1	14.0
400 COMMODITIES		.2	.2	.2	.3	.3
500 EQUIPMENT		0	0	0	0	0
600 LAND & STRUCTURES		0	0	0	0	0
700 GRANTS, CLAIMS, ETC.		0	0	0	0	0
TOTAL		55.8	57.6	59.7	61.9	64.1

FUNDING (Thousands of Dollars)

GENERAL FUND		55.8	57.6	59.7	61.9	64.1
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		1	1	1	1	1
PART TIME						
TEMPORARY						

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

1. Personal Services cost of current salary schedule cost (1/28/80), does not reflect any outstanding salary increases not yet approved by Legislature.
2. Travel to remote areas, \$15,000 - Wage & Hour Investigator I, Range 16, Juneau.
3. Contractual Services, \$10,000, includes Legal Services cost for Attorney General's Office.
4. Equipment, \$1,000 - Desk, Chair, Bookcase, Calculator and recorder.
5. Inflation factor used - 7% for all items, except Personal Services.
6. Assumes effective date of July 1, 1980.

IV. DATE January 28, 1980

PREPARED BY James M. Souby III

AGENCY Labor

PHONE 465-2720

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

CATEGORY: WORKER PROTECTION
 PROGRAM: WORKER PROTECTION

AGENCY: BRU (s): ADMINISTRATION OF WORKER'S COMPENSATION
 ADMINISTRATION OF WAGE AND HOUR

This program includes the Wage and Hour and Worker's Compensation BRUs.

The purpose of the Worker's Compensation BRU is to ensure adequate compensation for economic loss due to work related injury or death. Three major activities are involved in accomplishing this purpose: 1) maintenance of a record of each work connected injury in the State; 2) technical assistance to employees, employers, insurance companies, medical facilities and legal representatives; and 3) adjudication of disputed cases through public hearing before the Worker's Compensation Board. Decisions by the Board effect amounts to be paid workers by insurance companies; as such, this BRU primarily funds a record-keeping and adjudication process with one exception. This exception allows the State to pay workers additional compensation above that paid by their insurance company if their injury occurred prior to March 4, 1974. This was the effective date of a revision to the worker's compensation law which substantially increased benefits. In FY 81, the amount of funds budgeted for this purpose is \$613,200.

The purpose of the Wage and Hour BRU is to ensure that workers in the state are justly compensated for labor and safeguarded from unfair or discriminatory practices by enforcing and administering Alaska Labor Law. This obligation includes enforcement of minimum wage and overtime, child labor law, equal pay for women, right to return transportation, establishing and enforcing prevailing wages on public work contracts, enforcing construction contractor licensing requirements, wage security bonding of fish processors and primary fish buyers, acting in the capacity of labor relations agency for all political subdivisions of the State, and the administration and licensing of private employment agencies.

The Division conducts an ongoing educational program, primarily aimed at employers or industries against whom it has received a high number of complaints. An effort is made to achieve voluntary compliance by thoroughly informing all concerned of Alaska Labor Laws.

STATE OF ALASKA -- BUDGET UNIT SUMMARY

23:55

1/03/80

CATEGORY: PUBLIC PROTECTION
 AGENCY: DEPARTMENT OF LABOR

PROGRAM: WORKER PROTECTION

COMPONENT DESCRIPTION	79 AUTH	79 FINAL	79 ACT	80 AUTH	80 SUPL	80 RP	GOVERNOR
LOCAL HIRE	68.0	47.7	47.7				
ADMIN OF WORKMENS COMPENSATION	746.6	1117.8	1103.3	1195.3			1544.9
WAGE & HOUR ADMIN.	597.9	670.3	660.6	612.5			724.7
XX TOTAL	1412.5	1835.8	1811.6	1807.8			2269.6
XX CHANGE VERSUS 80 AUTH							25.5%
OBJECT DESCRIPTION							
PERS. SERV.	580.1	990.4	1010.4	942.9			1247.6
TRAVEL	67.7	75.4	59.4	58.8			89.9
CONTRACTUAL	154.5	154.3	159.4	157.0			271.5
COMMODITIES	18.5	18.5	11.1	20.0			24.1
EQUIPMENT	2.3	3.3	.5				5.6
LANDS/BLDGS	10.9	15.4	17.9	15.9			17.7
GRANTS, CLMS	578.5	578.5	552.9	613.2			613.2
FUNDING SOURCE							
GENERAL FUND	1412.5	1835.8	1811.6	1807.8			2211.7
OTHER FUNDS							57.9
XX GENERAL FUND CHANGE VS. 80 AUTH							22.3%
POSITIONS							
FULL-TIME	31.0	18.0	18.0	33.0			41.0
PART-TIME	1.0			1.0			1.0
STAFF MONTHS	378.0	216.0	216.0	402.0			498.0

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 453
 Title An Act relating to labor relations between school boards and other public employers and their employees
 Requested by House HESS Date 1/24/80

II. FISCAL DETAIL

Agency Affected Department of Education

Program Category Affected Education

BRU, Program, or Subprogram(s) Affected _____

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		0	0	0	0	0

FUNDING (Thousands of Dollars)

GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

Fiscal impact cannot be quantified

IV. DATE 1/28/80

PREPARED BY William D. Thompson, Deputy Commissioner

AGENCY Department of Education

PHONE 465-2800

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. CS House Bill 453 "An Act relating to Labor Relations between
 Title School Boards and other public employers and their employees.
 Requested by HESS Committee Date 2/27/80

II. FISCAL DETAIL
 Agency Affected Department of Labor
 Program Category Affected Public Protection
 BRU, Program, or Subprogram(s) Affected Wage and Hour Administration
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES		32.8	32.8	32.8	32.8	32.8
200 TRAVEL		15.0	16.1	17.2	18.4	19.7
300 CONTRACTUAL		10.0	10.7	11.4	12.3	13.1
400 COMMODITIES		.2	.2	.2	.3	.3
500 EQUIPMENT		1.0	0	0	0	0
600 LAND & STRUCTURES		0	0	0	0	0
700 GRANTS, CLAIMS, ETC.		0	0	0	0	0
TOTAL		59.0	59.8	61.6	63.8	65.9

FUNDING (Thousands of Dollars)

GENERAL FUND		59.0	59.8	61.6	63.8	65.9
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		1	1	1	1	1
PART TIME						
TEMPORARY						

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

1. Personal Services cost at current salary schedule cost (3/16/80).
2. Travel to remote areas, \$15,000 - Wage and Hour Investigator I, Range 16, Juneau.
3. Contractual Services, \$10,000, includes Legal Services cost for Attorney General's Office.
4. Equipment, \$1,000 - Desk, Chair, Bookcase, Calculator and recorder.
5. Inflation factor used - 7% for all items, except Personal Services.
6. Assumes effective date of July 1, 1980.

IV. DATE February 27, 1980 PREPARED BY James Souby
 AGENCY Labor
 PHONE 465-2720

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

1	POSITION TITLE W/H Investigator I			RANGE/STEP 16A	BARG. UNIT. GGU	LOCATION Juneau	GOV	APPROV	DIS
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No.	PCN No.	PRIORITY	FORM 12 PAGE/LINE	LEG.		
3	TYPE OF EXPENDITURE			AMOUNT		JUSTIFICATION:			
	1	2	3						
4	PERSONAL SERVICES:								
	SALARY	2.132 p/m	25,584						
5	BENEFITS	.1542	3,945						
6	FICA	.0665	1,701						
7	HEALTH INS.	127 p/m	1,524						
8	TOTAL PERSONAL SERVICES		32,754						
9	TRAVEL		15,000		1. Pers. Serv.: Salary Schedule effective 3/16/80				
10	CONTRACTUAL		10,000		2. Travel to remote areas: \$15,000				
11	COMMODITIES		200		3. Cont. Svcs.: \$10,000 includes Legal Svcs for A.G.'s Office				
12	EQUIPMENT		1,000		4. Equipment: \$1,000 Desk, Chair, Bookcase, Calculator and recorder				
13	OTHER								
14	TOTAL COST		58,954						
	CODE	FUNDING SOURCE							
15		FED RCPTS.							
16		GF MATCH.							
17		GEN. FUND							
18		I-A RCPTS.							
19		PGM RCPTS							
20		OTHER							
21	CONTINUATION								
22	ADDITION	X	FOR B&M USE ONLY						
4A KEY NUMBER		COLUMN NO.							

This Bill would require the addition of one Wage and Hour Investigator I, Range 16 stationed in Juneau. The Department must assume that most non-certificated employees of school boards will enter into collective bargaining. It will be necessary to travel to all areas of the state to conduct elections, hold hearings, resolve grievances and unfair labor practices.

AGENCY Labor PROGRAM AREA Worker Protection

BRU Wage and Hour

COMPONENT Wage and Hour Administration

Page 1 of 1

REVISED DATE _____

FY 81

13 REQUEST FOR NEW POSITION.



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

3/20/90
Date

Introduced: 4/11/79
Referred: Health, Education &
Social Services

1 IN THE HOUSE

BY McKINNON

2 HOUSE BILL NO. 455

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 aid to school districts and
7 regional educational attendance areas which provide
8 instruction in special education on a year-round basis;
9 and providing for an effective date."

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

11 * Section 1. AS 14.17 is amended by adding a new section to read:

12 Sec. 14.17.043. INCREMENTAL SUPPORT FOR YEAR-ROUND SPECIAL EDUCA-
13 TION. A school district or regional educational attendance area which
14 provides special services for exceptional children under AS 14.30.180 -
15 14.30.350 on a year-round basis is entitled to receive, in place of the
16 instructional unit support provided under AS 14.17.041(f), an amount
17 equal to 133 per cent of the instructional unit support calculated for
18 special education under AS 14.17.041(f).

19 * Sec. 2. This Act takes effect July 1, 1979.

20

21

22

23

24

25

26

27

28

29

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB-455 (Revised 5/16/80 to reflect Ch. 26, SLA 1980)
 Title An Act relating to state aid to school districts and REAAs which provide spec. ed.
 Requested by House HESS 5/16/80 Date instruction year
round.

II. FISCAL DETAIL

Agency Affected Department of Education
 Program Category Affected Elementary and Secondary Education
 BRU, Program, or Subprogram(s) Affected Foundation Support Programs
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		7,914.4	8,705.8*	9,576.4	10,534.1	11,587.5
TOTAL						

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND		7,914.4	8,705.8	9,576.4	10,534.1	11,587.5
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
FULL TIME		N/A				
PART TIME						
TEMPORARY						

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

FY-81 Impact:

REAAs 1,711.7 (.33 x 103 special education FY-81 I.U. x 50,359 average unit cost)

C & B

Districts 6,202.7 (.33 x 507 special education FY-81 I.U. x 37,073 average unit cost)

This impact is based upon the assumption that all districts will participate.

*Fiscal years subsequent to FY-81 inflated at 10% per year.

IV. DATE 5/16/80 PREPARED BY 

AGENCY Department of Education

PHONE 465-2800

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

COMMITTEE REPORT

(11)
5/16/80

HOUSE

FURTHER:

Date: _____

Mr. Speaker:

The Committee on FINANCE has had HB 455

"An Act relating to state aid to school districts and regional educational attendance areas which provide instruction in special education on a year-round basis; 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 _____ 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

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

7004
Chenoweth

Introduced: 4/11/79
Referred: Health, Education &
Social Services

1
2
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

IN THE HOUSE

BY McKINNON

HOUSE BILL NO. 455

IN THE LEGISLATURE OF THE STATE OF ALASKA

ELEVENTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to state aid to school districts and regional educational attendance areas which provide instruction in special education on a year-round basis; and providing for an effective date."

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

* Section 1. AS 14.17 is amended by adding a new section to read:

Sec. 14.17.043. INCREMENTAL SUPPORT FOR YEAR-ROUND SPECIAL EDUCATION. A school district or regional educational attendance area which provides special services for exceptional children under AS 14.30.180 - 14.30.350 on a year-round basis is entitled to receive, in place of the instructional unit support provided under AS 14.17.041(f), an amount equal to 133 per cent of the instructional unit support calculated for special education under AS 14.17.041(f).

* Sec. 2. This Act takes effect July 1, 1979.

note 5/16/80

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB-455 (Revised 5/16/80 to reflect Ch. 26, SLA 1980)
 Title An Act relating to state aid to school districts and REAAs which provide spec. ed.
 Requested by House HESS 5/16/80 Date instruction year
round.

II. FISCAL DETAIL

Agency Affected Department of Education
 Program Category Affected Elementary and Secondary Education
 BRU, Program, or Subprogram(s) Affected Foundation Support Programs
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		7,914.4	8,705.8*	9,576.4	10,534.1	11,587.5
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND		7,914.4	8,705.8	9,576.4	10,534.1	11,587.5
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	N/A					
PART TIME						
TEMPORARY						

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

FY-81 Impact:

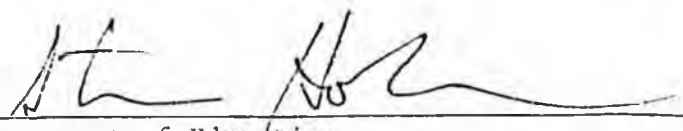
REAAs 1,711.7 (.33 x 103 special education FY-81 I.U. x 50,359 average unit cost)

C & B

Districts 6,202.7 (.33 x 507 special education FY-81 I.U. x 37,073 average unit cost)

This impact is based upon the assumption that all districts will participate.

*Fiscal years subsequent to FY-81 inflated at 10% per year.

IV. DATE 5/16/80 PREPARED BY 
 AGENCY Department of Education
 Original: Legislative Finance PHONE 465-2800
 cc: Budget and Management
 *Prime Sponsor (First Legislator Named)

ALASKA STATE LEGISLATURE

ELEVENTH Legislature ... FIRST Session

HOUSE ... BILL ... NO. 455

By ... MCKINNON

"An Act relating to state aid to school districts and regional educational attendance areas which provide instruction in special education on a year-round basis; and providing for an effective date."

State aid to school districts

Introduced in the House ... 4-11, 19... 79

HISTORY IN THE HOUSE

19	79	Read first time and referred to Committee on
April 11		HESS
		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.