

LEG. FINANCE - BILLS 1979 - 1980 1144

HB 649 thru HB 653

1144



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: 1/31/80
Referred: Finance

1 IN THE HOUSE

BY ROGERS

2 HOUSE BILL NO. 649

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 appropriations to and management of
7 appropriations and program receipts by the University
8 of Alaska and establishing the University of Alaska
9 working capital reserve fund; and providing for an
10 effective date."

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

12 * Section 1. AS 14.40 is amended by adding a new section to read:

13 Sec. 14.40.296. WORKING CAPITAL RESERVE FUND. (a) There is
14 established in the treasury of the University of Alaska the University
15 of Alaska working capital reserve fund. The fund consists of money
16 appropriated by the legislature for the purpose of providing nonlapsing
17 current working capital for the University of Alaska and is not avail-
18 able for appropriation by the Board of Regents.

19 (b) A quarterly report of the activity of the working capital
20 reserve fund shall be submitted by the University of Alaska to the
21 Legislative Budget and Audit Committee.

22 * Sec. 2. AS 37 is amended by adding new sections to read:

23 Sec. 37.25.030. UNIVERSITY OF ALASKA PROGRAM RECEIPTS. (a)
24 During a fiscal year, program receipts received by the University of
25 Alaska which exceed the amount appropriated from that source for that
26 year may be expended by the Board of Regents of the University of Alaska
27 in accordance with procedures established by the board.

28 (b) Program receipts which may be expended by the Board of Regents
29 under (a) of this section which are unexpended and unobligated at the

1 end of the fiscal year in which received may be carried forward to
2 following fiscal years and expended by the Board of Regents in accor-
3 dance with procedures established by the board.

4 Sec. 37.25.035. APPROPRIATIONS TO UNIVERSITY OF ALASKA. (a) An
5 appropriation to the University of Alaska which is identified as an
6 appropriation for organized research of the university is valid for the
7 duration of the research project for which it is made. The unexpended
8 and unobligated balance of the appropriation may be carried forward to
9 following fiscal years and expended by the Board of Regents in accor-
10 dance with procedures established by the board.

11 (b) Between July 1 and August 31 of each fiscal year, a statement
12 indicating the amount of the unexpended and unobligated balances carried
13 forward by the Board of Regents to the next fiscal year under AS 37.25.-
14 030 and (a) of this section shall be filed with the commissioner of
15 administration. If a portion of the unexpended and unobligated balance
16 of an appropriation is needed to complete a research project under (a)
17 of this section, the statement shall indicate the amount estimated as
18 necessary to complete the project and the amount which may be lapsed.

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

(11)

COMMITTEE REPORT

HOUSE

1/31/80

FURTHER:

Date: _____

Mr. Speaker:

The Committee on FINANCE has had HB 649

"An Act relating to appropriations to ^{and} ~~the~~ management of appropriations and program receipts by the University of Alaska and establishing the University of Alaska working capital reserve fund; and providing for an effective 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
- and recommends _____ new title
- 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

7805
Clenoweth

Introduced: 1/31/80
Referred: Finance

1 IN THE HOUSE

BY ROGERS

2 HOUSE BILL NO. 649

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

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17 current working capital for the University of Alaska and is not avail-
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COMMITTEE COPY

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18 necessary to complete the project and the amount which may be lapsed.

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

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COMMITTEE COPY

ALASKA STATE LEGISLATURE

ELFVENTH Legislature SECOND ... Session

HOUSE ... BILL..... NO. ..649..

ByROGERS.....

"An Act relating to appropriations to and management of appropriations and program receipts by the University of Alaska and establishing the University of Alaska working capital reserve fund; and providing for an effective date."

Management of appropriations by U of A and est working capital reserve fund
Introduced in the House ...1/31..., 1960.

HISTORY IN THE HOUSE

19 60	Read first time and referred to Committee on Finance																												
Jan. 31	Reported back with recommendation that																												
	Read second time and																												
	Read third time and																												
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Signed by Speaker																													
Sent to Senate																													
CHIEF CLERK OF THE HOUSE																													

HISTORY IN THE SENATE

19	Read first time and referred to Committee on																												
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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.



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

(11)

COMMITTEE REPORT HOUSE

4/14/80

FURTHER:

Date: 5/24/80

Mr. Speaker:

The Committee on FINANCE has had HB 651

"An Act establishing the Alaska Community College System; and providing for an effective 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 ^{Hess} CS for HB 651 same title
 new title
- and recommends individual rec.
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

Freeman

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]

Rogers No Rec

[Signature]

[Signature]

[Signature]

[Signature]

Freeman
CHAIRMAN

Vice

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

CSHB 651

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHB 651
 Title Study of Community College System
 Requested by House HESS Date 4/4/80

II. FISCAL DETAIL

Agency Affected EDUCATION
 Program Category Affected Alaska Commission on Postsecondary Education
 BRU, Program, or Subprogram(s) Affected Commission on Postsecondary Education
 (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 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES			16.0			
200 TRAVEL			48.9			
300 CONTRACTUAL			10.1			
400 COMMODITIES			.5			
500 EQUIPMENT			0			
600 LAND & STRUCTURES			0			
700 GRANTS, CLAIMS, ETC.			0			
TOTAL	0	0	75.5	0	0	0

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND	N.A.	N.A.	75.5	N.A.	N.A.	N.A.
FEDERAL FUNDS			0			
OTHER (Specify Fund Source)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME	N.A.	N.A.	0	N.A.	N.A.	N.A.
PART TIME			0			
TEMPORARY			2.0			

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

Personal Services:

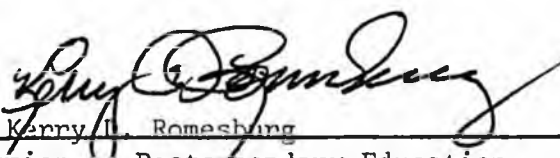
1 Research Analyst 6 mos. @ 2132 plus fringe

Contractual:

- (a) Consultant 12 days @ \$300/day 3,600
- (b) Printing, copying, etc. 3,000
- (c) State Computer Time and system support. . . 3,500

TRAVEL:

See attached sheets.



IV. DATE April 4, 1980 PREPARED BY Kerry J. Romeshung
 AGENCY Commission on Postsecondary Education
 PHONE 465-2854

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

TABLE 1: IN-STATE TRAVEL COST ANALYSIS
FOR SPECIAL STUDY OF ALASKA COMMUNITY COLLEGES

<u>Member/Representing</u>	<u>Residence</u>	<u>ANCHORAGE</u>		<u>BETHEL</u>		<u>FAIRBANKS</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Senate	Anchorage	55	0	160	192	55	128
Senate	Fairbanks	55	128	160	325	55	0
House	Anchorage	55	0	160	192	55	128
House	Fairbanks	55	128	160	325	55	0
Commission	Kenai	55	45	160	370	55	173
Commission	Anchorage	55	0	160	192	55	128
Commission	Nome	110	350	160	184	110	222
Commission	Juneau	55	212	160	404	110	340
Staff	Juneau	55	212	160	404	110	340
Staff	Juneau	55	212	160	404	110	340
Staff	Juneau	55	212	160	404	110	340
	TOTAL	\$ 660	\$1,499	\$1,760	\$3,396	\$ 880	\$2,139

<u>Member/Representing</u>	<u>Residence</u>	<u>KENAI</u>		<u>KETCHIKAN</u>		<u>KODIAK</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Senate	Anchorage	68	45	52	280	136	122
Senate	Fairbanks	136	173	104	398	136	165
House	Anchorage	68	45	52	280	136	122
House	Fairbanks	136	173	104	398	136	165
Commission	Kenai	68	0	104	325	136	167
Commission	Anchorage	68	45	52	280	136	122
Commission	Nome	136	395	104	538	136	472
Commission	Juneau	136	514	104	125	136	334
Staff	Juneau	136	514	104	125	136	334
Staff	Juneau	136	514	104	125	136	334
Staff	Juneau	136	514	104	125	136	334
	TOTAL	\$1,224	\$2,932	\$ 988	\$2,999	\$1,496	\$2,522

TABLE 1 (Continued)

<u>Member/Representing</u>	<u>Residence</u>	<u>KOTZEBUE</u>		<u>NOME</u>		<u>PALMER</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Senate	Anchorage	192	224	168	350	62	60
Senate	Fairbanks	192	232	168	222	62	173
House	Anchorage	192	224	168	350	62	60
House	Fairbanks	192	232	168	222	62	173
Commission	Kenai	192	269	168	395	62	105
Commission	Anchorage	192	224	168	350	62	60
Commission	Nome	192	122	84	0	124	268
Commission	Juneau	192	436	168	562	62	272
Staff	Juneau	192	436	168	562	62	272
Staff	Juneau	192	436	168	562	62	272
Staff	Juneau	192	436	168	562	62	272
	TOTAL	\$2,112	\$3,271	\$1,764	\$4,137	\$ 774	\$1,987

<u>Member/Representing</u>	<u>Residence</u>	<u>SITKA</u>		<u>VALDEZ</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Senate	Anchorage	124	220	60	80
Senate	Fairbanks	124	322	60	241
House	Anchorage	124	220	60	80
House	Fairbanks	124	322	60	241
Commission	Kenai	124	265	60	125
Commission	Anchorage	124	220	60	70
Commission	Nome	124	514	120	368
Commission	Juneau	62	95	120	232
Staff	Juneau	62	95	120	292
Staff	Juneau	62	95	120	292
Staff	Juneau	62	95	120	292
	TOTAL	\$1,116	\$2,463	\$ 960	\$2,383

TABLE 2: IN-STATE TRAVEL COST ANALYSIS FOR
COMMUNITY COLLEGE UNIT COST OF INSTRUCTION STUDY

<u>Representing</u>	<u>Residence</u>	<u>ANCHORAGE</u>		<u>FAIRBANKS</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Staff	Juneau	330	636	110	340
Staff	Juneau	330	636	110	340
University	Anchorage	165	0	55	128
University	Fairbanks	220	384	55	0
TOTAL		<u>\$1,045</u>	<u>\$1,656</u>	<u>\$ 330</u>	<u>\$ 808</u>

TABLE 3: OUT-OF-STATE TRAVEL COST FOR
ONE CONSULTANT (TWO TRIPS TO ALASKA)

		<u>JUNEAU</u>	
		<u>Per Diem</u>	<u>Travel</u>
Consultant	Denver (est.)	\$ 804	\$ 820

Original sponsors: Buchholdt, Parker,
Cotten and Malone

Offered: 4/14/80
Referred: Finance

1 IN THE HOUSE BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 651

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for a study of the community college
7 system and establishing a legislative interim committee
8 to assist in that study; and providing for an effective
9 date."

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

11 * Section 1. COMMUNITY COLLEGE SYSTEM STUDY. (a) The Commission on
12 Postsecondary Education shall

13 (1) conduct a comprehensive study of the community college system;
14 the study shall consider, but is not limited to,

15 (A) the existing and alternative administrative and reporting
16 systems for the community colleges;

17 (B) the role of the community colleges in postsecondary
18 education;

19 (C) the role of local policy advisory committees associated
20 with community colleges with reference to the powers and duties of the
21 Board of Regents of the University of Alaska, the office of the chancel-
22 lor for the community college system, and the administration of com-
23 munity college campuses;

24 (D) programs of study offered at each community college, and
25 the responsiveness of those programs to the needs and concerns of the
26 community and its people;

27 (E) existing and planned facilities for each of the community
28 colleges;

29 (F) the relationship between community colleges and extension

1 centers of the University of Alaska; and

2 (G) unit costs of instruction at each of the community col-
3 leges;

4 (2) with the cooperation of the University of Alaska, obtain
5 information about faculty and administration membership and student enrol-
6 lment for each campus of the community college system;

7 (3) convene public hearings in each of the communities in which a
8 community college is located for the purpose of receiving testimony from
9 interested persons regarding the community college system;

10 (4) prepare a report summarizing information about programs,
11 facilities and costs, and public testimony concerning the community college
12 system; and

13 (5) submit the report, together with all information gathered by
14 the community and recommendations for legislation making changes in the
15 community college system, to the First Session of the Twelfth Legislature not
16 later than the 30th day of the session.

17 (b) There is established a legislative community college study over-
18 sight committee. The committee is an interim committee of the legislature.
19 The committee shall give general direction to the Commission on Postsecondary
20 Education in the completion of the community college system study under (a)
21 of this section, and review all reports prepared by the Commission on Post-
22 secondary Education before adoption of those reports by the commission and
23 transmittal of those reports to the legislature. The legislative community
24 college study oversight committee may attend all public hearings of the
25 Commission on Postsecondary Education which are concerned with the prepara-
26 tion of the report required by (a) of this section. The legislative com-
27 munity college study oversight committee consists of four members, including
28 a member of the finance committee of the house of representatives and a
29 member of the health, education and social services committee of the house of

1 representatives, appointed by the speaker of the house, and a member of the
2 finance committee of the senate and a member of the health, education and
3 social services committee of the senate appointed by the president of the
4 senate.

5 * Sec. 2. This Act terminates March 1, 1981.

6 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
7 070(c).

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FISCAL NOTE

651

I. REQUEST

Bill/Resolution No. HB 651 (introduced 1/31/80)
 Title An Act establishing the Alaska Community College System
 Requested by Representative Buchholdt Date 3/11/80

II. FISCAL DETAIL

Agency Affected University of Alaska
 Program Category Affected Education
 BRU, Program, or Subprogram(s) Affected All University of Alaska

(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.						
800 MISCELLANEOUS	-0-	5,450.0	5,995.0	6,594.0	7,254.0	7,979.0
TOTAL	-0-	5,450.0	5,995.0	6,594.0	7,254.0	7,979.0

FUNDING (Thousands of Dollars)

GENERAL FUND	-0-	5,450.0	5,995.0	6,594.0	7,254.0	7,979.0
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	0	60	60	60	60	60
PART TIME						
TEMPORARY						

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

See Attachment.

IV. DATE 3/12/80 PREPARED BY Ann M. Spargo
 AGENCY University of Alaska
 PHONE 479-7593

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

A. Assumptions:

1. 10% inflation per year following FY81.
2. All support functions under the proposed Community College System would be totally independent and separate from the current University of Alaska system.
3. No program expansions or reductions are included in the fiscal data.
4. The Community College System Statewide offices would be based in Anchorage.

B. Program Summary:

1. Positions - An estimated 60 new positions would need to be added to perform all the functions presently being performed by the University of Alaska system. A few of these positions (approx. 15%), could be transferred from the University of Alaska. It is impossible to be precise without several months of detailed planning when the bill is enacted.
2. Types of Expenditures - The following table identifies, by function, the level of expenditure required to create a separate administrative structure for the proposed Community College System.

a. Board of Trustees expenses	\$150,000
b. Data Processing Network	1,400,000
c. Financial Administration/Purchasing	333,000
d. Payroll	275,000
e. Institutional Studies	180,000
f. Admissions and Records	370,000
g. Financial Aid Administration	360,000
h. Facilities Planning/Construction	408,000
i. Rural Facility Maintenance	111,000
j. Public Information Office	118,000
k. Student Services	360,000
l. Legal Services	250,000
m. Risk Management	750,000
n. Property Control	65,000
o. Additional Leased Office Space	150,000
p. Labor Relations Management	80,000
q. External Audit	<u>90,000</u>

Total \$5,450,000

Approximately \$800,000 could be transferred from UA (800,000)

Net Increase to State (GF) \$4,650,000

3. Exclusions - The above data does not attempt to assess the fiscal impact on other institutions which presently deal with one university system. Other institutions include the Alaska Commission on Postsecondary Education, Alaska Department of Administration, and Alaska Department of Revenue.

C. Agency Comments: The University of Alaska is not in favor of the proposed HB 651. The principal reasons include:

1. When dealing with two entirely separate institutions, students attending the Community College System would have significantly greater problems with the transfer of credits than at present.
2. Dividing the University of Alaska at a time when the State's policies with respect to postsecondary education are not clearly defined would result in:
 - a. further confusion about the allocation of resources for post secondary education;
 - b. greatly expand the competition for resources dedicated to education; and
 - c. result in costly and needless duplication of programs within the state.
3. The creation of the Community College System would necessitate a costly, duplicative, and unneeded bureaucracy in higher education.
4. While more populous states (such as California) have multiple systems of higher education Alaska still has one of the lowest population levels in the nation. Accordingly, the University of Alaska feels that the small population base does not warrant more than one public system of higher education.
5. A division of the University of Alaska would result in substantial amounts of litigation for a number of years. At present, many contracts are in force which affect multiple institutions. Lands, buildings, and property would need to be divided, and many federal grants and contracts would need to be renegotiated.

6. The currently pooled resources of the University of Alaska would be divided into fractional components, which would diminish the effectiveness of either institution in solving many of the state's problems, especially in rural education and crosscultural educational programs.

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHE 651
 Title Study of Community College System
 Requested by House HESS Date 4/4/80

II. FISCAL DETAIL

Agency Affected EDUCATION
 Program Category Affected Alaska Commission on Postsecondary Education
 BRU, Program, or Subprogram(s) Affected Commission on Postsecondary Education
 (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 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES			16.0			
200 TRAVEL			48.9			
300 CONTRACTUAL			10.1			
400 COMMODITIES			.5			
500 EQUIPMENT			0			
600 LAND & STRUCTURES			0			
700 GRANTS, CLAIMS, ETC.			0			
TOTAL	0	0	75.5	0	0	0

FUNDING (Thousands of Dollars)

	N.A.	N.A.	75.5	N.A.	N.A.	N.A.
GENERAL FUND						
FEDERAL FUNDS			0			
OTHER (Specify Fund Source)						

POSITIONS

	N.A.	N.A.	0	N.A.	N.A.	N.A.
FULL TIME						
PART TIME			0			
TEMPORARY			2.0			

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

Personal Services:

1 Research Analyst 6 mos. @ 2132 plus fringe

Contractual:

- (a) Consultant 12 days @ \$300/day 3,600
- (b) Printing, copying, etc. 3,000
- (c) State Computer Time and system support. . . 3,500

TRAVEL:

See attached sheets.

IV. DATE April 4, 1980 PREPARED BY *[Signature]*
 AGENCY Commission on Postsecondary Education
 PHONE 465-2254

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

TABLE 1: IN-STATE TRAVEL COST ANALYSIS
FOR SPECIAL STUDY OF ALASKA COMMUNITY COLLECTS

<u>Member/Representing</u>	<u>Residence</u>	<u>ANCHORAGE</u>		<u>BETHEL</u>		<u>FAIRBANKS</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Senate	Anchorage	55	Ø	160	192	55	128
Senate	Fairbanks	55	128	160	325	55	Ø
House	Anchorage	55	Ø	160	192	55	128
House	Fairbanks	55	128	160	325	55	Ø
Commission	Kenai	55	45	160	370	55	173
Commission	Anchorage	55	Ø	160	192	55	128
Commission	Nome	110	350	160	184	110	222
Commission	Juneau	55	212	160	404	110	340
Staff	Juneau	55	212	160	404	110	340
Staff	Juneau	55	212	160	404	110	340
Staff	Juneau	55	212	160	404	110	340
	TOTAL	\$ 660	\$1,499	\$1,760	\$3,396	\$ 880	\$2,139

<u>Member/Representing</u>	<u>Residence</u>	<u>KENAI</u>		<u>KETCHIKAN</u>		<u>KODIAK</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Senate	Anchorage	68	45	52	280	136	122
Senate	Fairbanks	136	173	104	398	136	165
House	Anchorage	68	45	52	280	136	122
House	Fairbanks	136	173	104	398	136	165
Commission	Kenai	68	Ø	104	325	136	167
Commission	Anchorage	68	45	52	280	136	122
Commission	Nome	136	395	104	538	136	472
Commission	Juneau	136	514	104	125	136	334
Staff	Juneau	136	514	104	125	136	334
Staff	Juneau	136	514	104	125	136	334
Staff	Juneau	136	514	104	125	136	334
	TOTAL	\$1,224	\$2,932	\$ 988	\$2,999	\$1,496	\$2,522

TABLE 1 (Continued)

<u>Member/Representing</u>	<u>Residence</u>	<u>KOTZEBUE</u>		<u>NOME</u>		<u>PALMER</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Senate	Anchorage	192	224	168	350	62	60
Senate	Fairbanks	192	232	168	222	62	173
House	Anchorage	192	224	168	350	62	60
House	Fairbanks	192	232	168	222	62	173
Commission	Kenai	192	269	168	395	62	105
Commission	Anchorage	192	224	168	350	62	60
Commission	Nome	192	122	84	0	124	268
Commission	Juneau	192	436	168	562	62	272
Staff	Juneau	192	436	168	562	62	272
Staff	Juneau	192	436	168	562	62	272
Staff	Juneau	192	436	168	562	62	272
	TOTAL	\$2,112	\$3,271	\$1,764	\$4,137	\$ 774	\$1,987

<u>Member/Representing</u>	<u>Residence</u>	<u>SITKA</u>		<u>VALDEZ</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Senate	Anchorage	124	220	60	80
Senate	Fairbanks	124	322	60	241
House	Anchorage	124	220	60	80
House	Fairbanks	124	322	60	241
Commission	Kenai	124	265	60	125
Commission	Anchorage	124	220	60	80
Commission	Nome	124	514	120	368
Commission	Juneau	62	95	120	292
Staff	Juneau	62	95	120	292
Staff	Juneau	62	95	120	292
Staff	Juneau	62	95	120	292
	TOTAL	\$1,116	\$2,463	\$ 960	\$2,383

TABLE 2: IN-STATE TRAVEL COST ANALYSIS FOR
COMMUNITY COLLEGE UNIT COST OF INSTRUCTION STUDY

<u>Representing</u>	<u>Residence</u>	<u>ANCHORAGE</u>		<u>FAIRBANKS</u>	
		<u>Per Diem</u>	<u>Travel</u>	<u>Per Diem</u>	<u>Travel</u>
Staff	Juneau	330	636	110	340
Staff	Juneau	330	636	110	340
University	Anchorage	165	Ø	55	128
University	Fairbanks	220	384	55	Ø
TOTAL		<u>\$1,045</u>	<u>\$1,656</u>	<u>\$ 330</u>	<u>\$ 808</u>

TABLE 3: OUT-OF-STATE TRAVEL COST FOR
ONE CONSULTANT (TWO TRIPS TO ALASKA)

		<u>JUNEAU</u>	
		<u>Per Diem</u>	<u>Travel</u>
Consultant	Denver (est.)	\$ 804	\$ 820

Introduced: 1/31/80
Referred: Health, Education &
Social Services and Finance

1 IN THE HOUSE

BY BUCHHOLDT, PARKER, COTTEN
AND MALONE

2 HOUSE BILL NO. 651

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the Alaska Community College
7 System; and providing for an effective date."

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

9 * Section 1. PURPOSE. (a) It is the purpose of this Act to establish
10 community colleges, extension centers, and outreach programs as parts of a
11 comprehensive statewide system consisting of degree and nondegree programs of
12 postsecondary and continuing education, established either independently or
13 in cooperation with the governing bodies of school districts or municipali-
14 ties in the state, with an agency of the federal government, or with a non-
15 profit corporation or association, to increase the opportunity for obtaining
16 a postsecondary education in the state.

17 (b) The comprehensive community college statewide system shall include
18 flexible, versatile programs of postsecondary instruction, counseling and
19 advising, job placement, and other activities designed to meet the needs of
20 the area it serves, including but not limited to,

21 (1) courses and curricula that lead to associate degrees or that
22 enable the student to transfer to an institution of higher education granting
23 baccalaureate degrees;

24 (2) occupational education including vocational-technical programs
25 and cooperative education in conjunction with employment in business and
26 industry that enable the student to develop technical skills in a chosen
27 trade or occupation and lead either to a degree or a certificate of com-
28 pletion;

29 (3) general education and public interest courses designed to meet

1 the needs of a community, to enable a person to expand his knowledge, improve
2 the quality of his life, or acquire, change or update a skill that a person
3 lacks or that has become obsolete; and

4 (4) an educational delivery system the principal objective of
5 which is the outreach of the community colleges into rural Alaska through
6 programs of off-campus study and credit and noncredit courses that may or may
7 not lead to associate, baccalaureate or advanced degrees.

8 * Sec. 2. AS 14 is amended by adding a new chapter to read:

9 CHAPTER 42. ALASKA COMMUNITY COLLEGE SYSTEM.

10 ARTICLE 1. GOVERNANCE.

11 Sec. 14.42.010. SYSTEM ESTABLISHED; GENERAL POWERS. There is
12 established a state corporation to be called the Alaska Community Col-
13 lege System.

14 Sec. 14.42.020. BOARD OF TRUSTEES. (a) The system shall be
15 under the control of a Board of Trustees consisting of seven members
16 appointed by the governor, subject to confirmation by a majority of the
17 members of the legislature in joint session.

18 (b) Board members shall be citizens of the United States and
19 residents of the state and of a community where there is a community
20 college, extension center, or outreach program, for one year before
21 appointment and during the board member's term of office.

22 (c) Board members shall be appointed as follows:

23 (1) one board member shall be a resident of the First Judi-
24 cial District;

25 (2) two board members shall be residents of the Third Judi-
26 cial District;

27 (3) one board member shall be a resident of the Fourth Judi-
28 cial District;

29 (4) one board member shall be a resident of the Second Judi-

1 cial District;

2 (5) one board member shall be a member of the faculty of a
3 community college, extension center, or outreach program under the
4 Alaska Community College System, appointed under AS 14.42.030;

5 (6) one board member shall be a student enrolled in a col-
6 lege, extension center, or outreach program under the Alaska Community
7 College System, appointed under AS 14.42.040.

8 Sec. 14.42.030. APPOINTMENT OF FACULTY MEMBER. (a) The faculty
9 member of the board shall be appointed by the governor from a list of
10 nominees submitted to him by the Board of Trustees. The list of nom-
11 inees consists of the names of at least three but not more than five
12 full-time community college, extension center, or outreach program
13 faculty members. The faculty members shall be nominated from the full-
14 time faculty of the community colleges, extension centers, and outreach
15 programs in the manner prescribed by the board by regulation.

16 (b) The faculty member appointed under this section shall, at the
17 time of his nomination, be teaching at least nine credit hours each
18 semester, and shall have been a teacher within the Alaska Community
19 College System for at least two academic years.

20 (c) A faculty member appointed under (a) of this section who fails
21 to maintain full-time faculty status during his term forfeits that
22 office. The governor shall appoint a successor from among the list of
23 nominees submitted to him under (a) of this section at the time of
24 original appointment.

25 Sec. 14.42.040. APPOINTMENT OF STUDENT MEMBER. (a) The student
26 member of the board shall be appointed by the governor from a list of
27 nominees consisting of the names of two students from each community
28 college of the system, and one from each extension center or outreach
29 program, after an election is held at each college, center or program

1 site. The elections shall be conducted under regulations adopted by the
2 board.

3 (b) The student board member appointed under this section must

4 (1) have attended one of the community colleges, an extension
5 center, or an outreach program as a full-time student for at least one
6 academic year before appointment; and

7 (2) be enrolled as a full-time student as defined by the
8 academic regulations of the community colleges, extension centers, or
9 outreach programs at the time of appointment.

10 (c) A student board member appointed under (a) of this section who
11 fails to remain enrolled as a full-time student at one of the community
12 colleges, extension centers, or outreach programs during his term for-
13 feits that office. The governor shall appoint a successor from among
14 the list of nominees submitted to him under (a) of this section at the
15 time of original appointment.

16 Sec. 14.42.050. TERM OF OFFICE; VACANCIES. (a) Except for the
17 faculty and student board members, members of the Board of Trustees
18 serve for five-year terms. The terms of the initial appointees shall be
19 staggered in such a manner that the term of office of at least one board
20 member expires each year.

21 (b) The term of office of the faculty board member and of the
22 student board member is two years.

23 (c) Vacancies shall be filled in the same manner as original
24 appointment.

25 Sec. 14.42.060. OFFICERS OF THE BOARD. The chairman, vice-
26 chairman, secretary and other officers that the board considers neces-
27 sary shall be elected from among the members of the board for a one-year
28 term. A member of the board may not serve as chairman for more than two
29 consecutive one-year terms.

1 Sec. 14.42.070. RULES, VOTES REQUIRED. (a) The board shall
2 prescribe its own rules of procedure.

3 (b) A quorum is a majority of the members of the board. The votes
4 of the board members shall be recorded, and effective action requires
5 the affirmative vote of a majority of the board members.

6 (c) A board member may not vote for or on behalf of, or in any way
7 exercise the vote of, another member of the board on a matter before the
8 board.

9 Sec. 14.42.080. MEETINGS. (a) The board shall hold a regular
10 meeting at least once quarterly at a time and place determined by the
11 chairman, and may hold special meetings at other times and places as the
12 chairman or a majority of the members of the board considers necessary.
13 Thirty days notice is required for regular meetings and 10 days notice
14 is required for special meetings of the board, its committees or sub-
15 committees. Emergency meetings may be called without notice.

16 (b) Board meetings shall be held at community college campuses, in
17 rotation, so that the board meets at each community college at least
18 once in five years. The board shall provide adequate facilities for
19 members of the public to attend the meetings of the board, its commit-
20 tees and subcommittees.

21 (c) The provisions of AS 44.62.310 apply to meetings of the board.
22 All meetings of the board, its committees and subcommittees, are open to
23 the public and press except as otherwise provided in AS 44.62.310(c).
24 The findings of an executive session shall be made a part of the record
25 of the proceedings of the board. All records of the meetings and pro-
26 ceedings shall be open to inspection by the public and the press at
27 reasonable times.

28 Sec. 14.42.090. COMPENSATION AND PER DIEM. Members of the board
29 serve without compensation but are entitled to per diem and travel ex-

1 penses as may be authorized by law for boards and commissions.

2 Sec. 14.42.100. POWERS AND DUTIES OF THE BOARD. (a) The board
3 shall

4 (1) appoint the president of the system by a majority vote of
5 all members of the board;

6 (2) fix the compensation of the president, faculty, and other
7 officers and employees of the colleges;

8 (3) adopt bylaws and administrative rules for the management
9 and operation of the community colleges, extension centers, and outreach
10 programs;

11 (4) confer degrees appropriate to the community colleges that
12 the board may determine and prescribe;

13 (5) have the care, control, and management of the real and
14 personal property and funds of the system, and keep a complete, accurate
15 record of all funds received and disbursed;

16 (6) keep a complete record of the minutes of every meeting
17 and all acts done by the board in the pursuit of its duties;

18 (7) establish management policies within which the principal
19 campus administrative officers of the community colleges, the extension
20 centers, or outreach programs, and the community college councils manage
21 and control the operation of the community college, extension center, or
22 outreach programs; and

23 (8) meet regularly with the community college councils to
24 determine the needs of each community college, extension center, or
25 outreach program.

26 (b) The board may

27 (1) sue and be sued;

28 (2) receive, hold and manage real and personal property;

29 (3) contract and be contracted with;

1 (4) adopt, use and alter a corporate seal;

2 (5) accept grants or loans from and contract with the federal
3 government, the state, or its political subdivisions, and comply with
4 the provisions of federal, state, or local programs when necessary;

5 (6) adopt reasonable rules, orders and plans, with reasonable
6 penalties, for the good government of the colleges and for the regula-
7 tion of the board;

8 (7) determine and regulate the course of instruction in the
9 colleges with the advice of the president, the principal campus admin-
10 istrative officers, and the community college councils at each community
11 college, extension center or outreach program; and

12 (8) remove from office an officer or employee of the colleges
13 by a majority vote of all of the members of the board.

14 ARTICLE 2. ADMINISTRATION.

15 Sec. 14.42.110. PRESIDENT. (a) The chief executive officer of
16 the board and of the system is the president. His primary responsi-
17 bility is the administration of the community colleges, extension
18 centers, and outreach programs statewide, working with the principal
19 administrative officers for each community college, extension center, or
20 outreach program.

21 (b) In addition to his responsibility for the administration of
22 on-campus programs for the community colleges and extension centers, the
23 president shall develop and administer off-campus educational delivery
24 systems and outreach programs for rural areas of the state.

25 Sec. 14.42.120. POWERS AND DUTIES OF THE PRESIDENT. (a) The
26 president may

27 (1) appoint the faculty and other officers and employees of
28 each community college, extension center, or outreach program, on
29 recommendation of the principal administrative officer of each;

1 (2) with the approval of the board, delegate the authority to
2 appoint faculty, officers, and employees to the principal administrative
3 officer of each community college, extension center, or outreach pro-
4 gram.

5 (b) The president shall

6 (1) subject to the approval of the board, appoint the princi-
7 pal administrative officer for each community college and extension
8 center, on recommendation of the community college council;

9 (2) define the duties and supervise the performance of those
10 duties by the persons he appoints to positions established by the board;

11 (3) give general direction to the work of the community
12 colleges, extension centers, and outreach programs in accordance with
13 the policies established by the board;

14 (4) with the principal administrative officers, coordinate
15 the programs and other activities of the system.

16 Sec. 14.42.130. SUSPENSION, EXPULSION OF STUDENTS. The authority
17 to suspend and expel a student for misconduct or other cause or to re-
18 instate him is vested solely in the president. The president may dele-
19 gate this authority to the principal campus administrative officer of
20 each community college.

21 Sec. 14.42.140. CAMPUS ADMINISTRATION. (a) The principal admin-
22 istrative officer for each community college is a chancellor. He is
23 responsible directly to the president and to the community college
24 council for the administration of the community college. Subject to the
25 approval of the board, the chancellor shall be appointed by the presi-
26 dent, on recommendation of the council for the community college which
27 the chancellor will administer.

28 (b) Each extension center or outreach program, whether estab-
29 lished, operated or maintained by the board, or in cooperation with the

1 Board of Regents of the University of Alaska, another university, a
2 school district, municipality, an agency of the federal government or a
3 nonprofit corporation or a socation, is under the direction of an
4 administrator appointed by the president in the manner prescribed by the
5 board by regulation, or as prescribed in the cooperative agreement.

6 Sec. 14.42.150. SERVICE ORGANIZATIONS. The board may establish
7 statewide or central service organizations for the community colleges,
8 extension centers, and outreach programs. Regional service centers also
9 may be established to administer the outreach programs and to provide
10 postsecondary educational services to the residents of the rural areas
11 of the state in each area for which a regional center is established.
12 In an area where a community college or an extension center is located,
13 the regional service center shall be integrated with the operation of
14 the community college or extension center.

15 Sec. 14.42.160. FACULTY; COURSE OF INSTRUCTION. (a) Full-time
16 members of the faculty and administrative staff of each community col-
17 lege, extension center, and outreach program are members of the faculty
18 and administrative staff, respectively, of the Alaska Community College
19 System for all purposes.

20 (b) The president is responsible for prescribing the qualifi-
21 cations, and for establishing the procedure for appointment, of all
22 community college and extension center faculty and administrative staff.

23 (c) A community college, extension center, or outreach program may
24 coordinate and facilitate all public postsecondary and continuing edu-
25 cation in the area it serves. Selected upper division and graduate
26 courses offered by the University of Alaska or other universities
27 through various divisions may be coordinated through the principal
28 administrative officer of a community college, extension center, or an
29 outreach program.

1 Sec. 14.42.170. COMMUNITY COLLEGE COUNCIL. (a) A community
2 college council shall be established for each community college. The
3 majority of the members of a community council shall be persons served
4 by the programs developed and administered under this chapter. The
5 council shall consist of not less than seven or more than 15 members who
6 shall be broadly representative of the area served, including faculty
7 and student representation and a representative of the city or borough
8 school district or regional educational attendance area. The board may
9 appoint a council for an extension center and for each regional service
10 center, when the center is not integrated with a community college or
11 extension center.

12 (b) The board, by regulation, shall prescribe the method of selec-
13 tion of members of community college councils, prescribe the term of
14 office, procedure for removal and for the filling of vacancies on the
15 councils. Each community college council shall adopt bylaws providing
16 for the election of officers, establishment of meeting schedules and
17 meeting notices, rules of procedure and quorums.

18 (c) Members of a council receive no compensation for their ser-
19 vices, but they may be reimbursed for the expenses incurred in the
20 performance of their duties in the manner prescribed by the board by
21 regulation.

22 (d) The provisions of AS 14.42.080(c) and AS 44.62.310 apply to
23 meetings of community college councils in the same manner and to the
24 same extent applicable to meetings of the board, its committees and
25 subcommittees.

26 (e) A community college council acts

27 (1) in a policy-making capacity with respect to the chancel-
28 lor of each community college, coordinator of an extension center, or
29 administrator of an outreach program;

1 (2) in an advisory capacity to the president and to the
2 board.

3 (f) A community college council shall review and make recommenda-
4 tions

5 (1) concerning the selection of the principal administrative
6 officer of the community college, extension center, or outreach program;

7 (2) concerning the proposed program budget for the community
8 college, extension center, or outreach program for each fiscal year
9 before it is submitted to the statewide administration and to the board;
10 and

11 (3) relating to the general operation and management of the
12 community college, extension center, or outreach program, including but
13 not limited to,

14 (A) planning for and review of the types and uses of
15 instructional programs and activities and types and uses of facili-
16 ties that the community college, extension center, or outreach
17 program should provide to meet area needs;

18 (B) the level of staffing and funding for these pro-
19 grams, activities or facilities; and

20 (C) the means of gaining support for the program of the
21 community college, extension center, or outreach program in that
22 area.

23 ARTICLE 3. ESTABLISHMENT OF COMMUNITY COLLEGES.

24 Sec. 14.42.180. ESTABLISHMENT. (a) A community college or an
25 extension center may be established by the board only in accordance with
26 the minimum criteria established by AS 14.42.190 - 14.42.200, as supple-
27 mented by the board by regulation.

28 (b) The establishment of a community college or an extension
29 center may be proposed by

1 (1) the governing body of a municipality, or a school dis-
2 trict;

3 (2) petition of interested citizens in the community or area
4 to be served;

5 (3) a nonprofit corporation or association;

6 (4) the Alaska Commission on Postsecondary Education or the
7 state advisory council on community colleges created under AS 14.40.-
8 901 - 14.40.915;

9 (5) the legislature by concurrent resolution; or

10 (6) the board.

11 Sec. 14.42.190. FEASIBILITY STUDY. (a) A new community college
12 or a new extension center may not be established until a feasibility
13 study as to the need for its establishment in the community or area to
14 be served has been completed either as directed by the board, or by a
15 proponent under AS 14.42.180(b), and approved by the board. The feasi-
16 bility study shall be submitted to the legislature and to the Alaska
17 Commission on Postsecondary Education.

18 (b) The feasibility study required in (a) of this section shall
19 include but is not limited to

20 (1) an analysis of the population and educational needs of
21 the municipality, school district or area in which the proposed com-
22 munity college is to be located;

23 (2) a description of the area to be served by the proposed
24 community college;

25 (3) estimated and projected enrollment;

26 (4) proposed core faculty and administrative staffing;

27 (5) a proposed budget for the initial fiscal year of opera-
28 tion together with a statement of sources of financial support required
29 for core faculty and administrative staff, curriculum and other programs

1 and activities, and physical facilities;

2 (6) a plan for citizen involvement through a community col-
3 lege council established under AS 14.42.170; and

4 (7) a proposed agreement with the school district, munici-
5 pality or federal agency or a nonprofit corporation or association under
6 AS 14.42.210.

7 Sec. 14.42.200. EXTENSION CENTERS, OUTREACH PROGRAMS. If in any
8 community where a community college has been proposed the level of
9 demand for postsecondary and continuing education as determined by the
10 feasibility study required under AS 14.40.190(a) is more limited than
11 that required for the establishment of a comprehensive community college
12 program, the board may establish an extension center or an outreach
13 program either independently or in cooperation with the University of
14 Alaska, another university, a school district, a municipality, a non-
15 profit corporation or association, or an agency of the federal govern-
16 ment.

17 Sec. 14.42.210. RELATIONSHIP WITH SCHOOL DISTRICT, MUNICIPALITY,
18 FEDERAL AGENCY. (a) A community college may establish, operate and
19 maintain, or enter into a cooperative agreement with an agency of the
20 federal government, a school district, a municipality, or a nonprofit
21 corporation or association for the establishment, operation and main-
22 tenance of, appropriate public postsecondary and continuing educational
23 programs and activities in community colleges, extension centers, out-
24 reach program, or by other means. An agreement entered into under this
25 section shall include, but is not limited to,

26 (1) recognition that complete operational authority resides
27 with the community college, extension center or outreach program, sub-
28 ject to periodic reviews by the cooperating school district, munici-
29 pality, federal agency, nonprofit corporation or association, or the

1 participating university, and appropriate reports to ensure program
2 description and effective cross-utilization of facilities;

3 (2) provision for cooperative planning of program and facili-
4 ties needs and for cross-utilization of facilities;

5 (3) provision that local funding, in addition to student fees
6 or in-kind contributions, may be provided for support of general educa-
7 tion courses or secondary school-related courses as the school district,
8 municipality, federal agency, nonprofit corporation or association, or
9 the participating university considers appropriate; and

10 (4) provision for periodic review of the agreement.

11 (b) If separate facilities are financed, constructed or maintained
12 from federal, state or private funds for programs and activities of the
13 community college, extension center, or outreach program, the board has
14 title to and control of the separate facilities used for these purposes.
15 If separate facilities are financed, constructed or maintained from
16 school district, municipality, or nonprofit corporation or association
17 funds for community college or extension center or outreach programs and
18 activities, the school district, municipality or nonprofit corporation
19 or association has title to and control of the separate facilities used
20 for these purposes.

21 Sec. 14.42.220. EXPANSION OF COURSES. The board shall

22 (1) make a continuing study of the feasibility of expanding
23 the system of community colleges, extension centers, and outreach pro-
24 grams in accordance with the criteria set out in AS 14.42.190(b);

25 (2) establish additional extension courses, outreach pro-
26 grams, and other accredited courses for students as it considers ad-
27 visable in accordance with the procedures set out in AS 14.42.180 -
28 14.42.200;

29 (3) take all appropriate measures to implement this section

1 and to insure that community colleges offer comprehensive instructional
2 programs.

3 ARTICLE 4. FINANCE; FISCAL AND PROPERTY MANAGEMENT.

4 Sec. 14.42.230. FINANCE. (a) The board shall prepare a complete
5 program budget for each community college, extension center, and out-
6 reach program including all courses, programs and activities regardless
7 of the source of funding, including but not limited to funds from fees,
8 grants, contracts, agreements, bequests, gifts, trusts, or endowments.

9 (b) All funds received for community college, extension center, or
10 outreach program operations shall be administered in the manner pre-
11 scribed by the board by regulation.

12 Sec. 14.42.240. PROPERTY AND FUNDS GENERALLY. (a) Except as
13 otherwise provided in this chapter, the system shall hold and manage all
14 property acquired by it. The Department of Administration, at the
15 request of the board, signed by its chairman and secretary, shall pay to
16 the treasurer of the board all federal land grant college funds received
17 by the department and subject to requisition by the board.

18 (b) All funds appropriated by the legislature for the establish-
19 ment, and support of the system, including the construction, operation,
20 and maintenance of its facilities, shall, at the request of the board
21 signed by its chairman and secretary, be paid by the Department of
22 Administration to the treasurer of the board. The treasurer of the
23 board shall disburse these funds on properly drawn vouchers signed by
24 its chairman and secretary, or by the administrative officer of the
25 system to whom the board delegates the performances of this function.

26 Sec. 14.42.250. TRUST POSITION OF BOARD. The board may receive,
27 manage, and invest in any manner money or other property received from
28 sources other than the state legislature or federal appropriation for
29 the purpose of the system, its improvement or adornment, or the aid or

1 advantage of students or faculty, and, in general, may act as trustee on
2 behalf of the system for any of these purposes.

3 Sec. 14.42.260. ENDOWMENTS AND DONATIONS. Monetary gifts, be-
4 quests or endowments which are made to the system for the purpose of the
5 separate trust fund created under AS 14.40.400 shall be transferred from
6 the fund to the Department of Revenue. The Department of Revenue shall
7 manage that money in accordance with AS 14.40.400. Title to and control
8 or possession of land, personal property, and all money other than that
9 transferred to the Department of Revenue, which is devised, bequeathed
10 or given to the system, shall be taken by the system in its corporate
11 capacity acting by and through the board, or its authorized agent, and
12 shall be entered in the perpetual inventory of the system.

13 Sec. 14.42.270. INVENTORY OF PROPERTY. The board shall maintain a
14 perpetual inventory of all permanent property of the system.

15 Sec. 14.42.280. APPLICABILITY OF FISCAL PROCEDURES ACT. The com-
16 petitive bid practices set out in AS 37.05.230 apply to the system,
17 except that the provisions of AS 37.05 do not apply in those cases where
18 the work is to be performed substantially by students enrolled in the
19 system.

20 Sec. 14.42.290. WORKING CAPITAL RESERVE FUND. (a) There is
21 established in the treasury of the system a working capital reserve
22 fund. The fund consists of money appropriated by the legislature for
23 the purpose of completion of capital projects for the system and is not
24 available for other use by the board.

25 (b) A quarterly report of all activity of the working capital re-
26 serve fund shall be submitted to the Legislative Budget and Audit Com-
27 mittee.

28 Sec. 14.42.300. APPLICABILITY OF CERTAIN FEDERAL LAWS. The pro-
29 visions of AS 14.40.350 - 14.40.450 apply to the system in the same

1 manner they apply to the University of Alaska, to the extent the corpora-
2 tion is considered the successor to the University of Alaska as a land
3 grant college, or for any other purpose, as a beneficiary of federal
4 grants of land or money under AS 14.40.350 -14.40.450.

5 ARTICLE 5. GENERAL PROVISIONS.

6 Sec. 14.42.310. PROHIBITIONS. (a) A person may not be deprived
7 of the privileges or services of the system because of age, sex, color
8 or nationality.

9 (b) Instruction which is sectarian in religion or politically
10 partisan may not be given in any department of the colleges. Sectarian
11 or partisan tests may not be employed or applied in the appointment of
12 board or council members, faculty, or other officers or employees of the
13 system, or in the admission of students or for any purposes.

14 Sec. 14.42.320. JOINT USE OF FACILITIES REQUIRED. (a) When the
15 campuses of a community college, extension center, or outreach program
16 and the University of Alaska are contiguous, adjacent or reasonably
17 close to one another, or if, on the effective date of this Act, a com-
18 munity college constituting a part of the University of Alaska shared or
19 jointly used the same buildings and other facilities as other colleges,
20 departments, divisions, institutes, or other units of the University of
21 Alaska, the shared or joint use of these facilities shall be continued
22 after the effective date of this Act. The board of the system and the
23 Board of Regents of the University of Alaska shall enter into a con-
24 tract, consortium or other cooperative agreement for the continued
25 sharing or joint use of these buildings or facilities, including the
26 cost of their construction, operation and maintenance.

27 (b) When new buildings or facilities are required by either the
28 system or the university, and a proximate physical location of the
29 campuses of the two institutions exists or would come into existence by

1 virtue of the location and construction of these buildings or facili-
2 ties, the two boards shall enter into a contract, consortium or other
3 cooperative agreement for the sharing or joint use of these buildings or
4 facilities, including the cost of their construction, operation and
5 maintenance.

6 (c) For purposes of this section, "buildings or facilities" in-
7 cludes, but is not limited to, libraries, gymnasiums or other athletic
8 facilities, auditoriums, cafeterias, residence halls, dormitories or
9 other student living accommodations, laboratories, classrooms, offices,
10 parking structures, landscaping, roads, utilities, and other buildings
11 or structures used for the operation and maintenance of an institution
12 of higher education.

13 Sec. 14.42.330. LIBRARY SERVICES. Libraries shall be established
14 on each community college campus and, when feasible, for an extension
15 center or outreach program. Library services shall be made available,
16 and the library facility shall be open, to the community or area served
17 by the community college.

18 Sec. 14.42.340. REPORT TO THE GOVERNOR, LEGISLATURE. The board
19 shall make a written report to the governor and to the legislature at
20 the beginning of its regular sessions of the condition of the system's
21 property, of all receipts and expenditures, including but not limited to
22 the management of trust funds, administration and disposition of appro-
23 priated and restricted funds, and of the educational and other work
24 performed.

25 Sec. 14.42.350. REGULATIONS. A community college, an extension
26 center, an outreach program, or a service center established under this
27 chapter independently or in cooperation with a school district, muni-
28 cipality, an agency of the federal government, a nonprofit corporation
29 or association, or the University of Alaska, shall be operated and

1 maintained under regulations prescribed by the board.

2 Sec. 14.42.360. DEFINITIONS. In this chapter

3 (1) "board" means the Board of Trustees of the Alaska Com-
4 munity College System;

5 (2) "council" means a community college council appointed for
6 an individual community college or extension center;

7 (3) "municipality" means a home rule or general law borough
8 or city, including but not limited to a unified municipality organized
9 under AS 29.68;

10 (4) "outreach program" means either an off-campus educational
11 delivery system or program, whether or not conducted in a physical
12 facility, designed for the conduct of instruction in localities in the
13 rural areas of the state where there is no community college or exten-
14 sion center;

15 (5) "president" means the president of the Alaska Community
16 College System;

17 (6) "services" means programs or facilities that are an
18 adjunct to academic or vocational programs or courses, or that provide
19 aid to faculty, students or community, including but not limited to
20 libraries, counseling and testing, health, media and community services;

21 (7) "system" means the Alaska Community College System.

22 Sec. 14.42.370. SHORT TITLE. This chapter may be cited as the
23 Alaska Community College System Act.

24 * Sec. 3. AS 14.40.400(a) is amended to read:

25 (a) The Department of Revenue shall establish a separate fund in
26 which all money derived from the sale or lease of the lands granted
27 under the Act of Congress approved January 21, 1929, and in which all
28 monetary gifts, bequests or endowments made to the university and to
29 the Alaska Community College System for the purpose of the fund, shall

1 be held in trust.

2 * Sec. 4. AS 14.40.400(c) is amended to read:

3 (c) The income from the trust fund shall be used exclusively for
4 the Agricultural College and School of Mines as integrated parts of
5 the University of Alaska, and for comparable programs of the Alaska
6 Community College System.

7 * Sec. 5. AS 14.40.400(e) is amended to read:

8 (e) The Department of Administration shall disburse the income
9 from the trust fund upon vouchers approved by the president and treas-
10 urer of the university or by the president and treasurer of the Alaska
11 Community College System, as applicable, specifying the purpose for
12 which the money is to be used and showing it is to be used in conformity
13 with this section.

14 * Sec. 6. AS 14.40.460 is amended to read:

15 Sec. 14.40.460. STUDENTS ENTITLED TO SCHOLARSHIP. The high school
16 student in each graduating class in each high school in the state who,
17 upon the completion of four years of high school work in a high school
18 in the state, obtains the highest average standing for all the credits
19 earned, and who is graduated at an annual commencement is entitled to
20 receive, during dormitory residence at the University of Alaska or a
21 community college, a scholarship covering dormitory rent for a period of
22 two years following the year of graduation upon presenting to the regis-
23 trar of the university or of the Alaska Community College System a
24 certificate signed by the superintendent or principal of the high school
25 from which he graduated stating that the graduate named is entitled to
26 receive the benefits of the scholarship. Dormitory residence is
27 governed by [THE RULES AND] regulations established by the Board of
28 Regents or the Board of Trustees.

29 * Sec. 7. AS 14.40.480 is amended to read:

1 Sec. 14.40.480. APPLICATIONS FOR AND ISSUANCE AND REPORT OF CERTI-
2 FICATES. A certificate shall be applied for and issued to a graduate
3 before August 2 of each year and shall be reported immediately to the
4 registrar of the university or of the Alaska Community College System by
5 the superintendent or principal issuing it.

6 * Sec. 8. AS 14.40.490 is amended to read:

7 Sec. 14.40.490. FORFEITURE OF SCHOLARSHIP BENEFITS. Failure to do
8 passing work in more than one subject during a semester, or withdrawal
9 or expulsion from the university or a community college constitutes a
10 forfeiture during the following semester or semesters of the benefits of
11 AS 14.40.460 and 14.40.470.

12 * Sec. 9. AS 14.40.500 is amended to read:

13 Sec. 14.40.500. PAYMENT OF SCHOLARSHIPS. Payment of the scholar-
14 ships shall be made monthly to the university or the community colleges
15 upon vouchers drawn upon the Department of Administration and duly
16 certified by the treasurer and the president of the Board of Regents
17 or the treasurer and chairman of the Board of Trustees. No payments may
18 be made in excess of amounts specifically appropriated for this purpose.

19 * Sec. 10. AS 14.40.520 is amended to read:

20 Sec. 14.40.520. SCHOLARSHIPS. The Board of Regents of the Univer-
21 sity of Alaska and the Board of Trustees of the Alaska Community
22 College System shall offer not more than 15 new scholarships for each
23 academic year to Alaska Natives desiring to attend the University of
24 Alaska or the community colleges. The boards [BOARD] shall give pre-
25 ference to Natives residing in the rural areas of the state who desire
26 to receive training in the field of education. If there are more than
27 15 applications the boards [BOARD] shall award 15 scholarships to those
28 applicants who have the highest scholastic record or who the boards
29 determine [BOARD DETERMINES] are the most qualified among the applicants

1 and who are financially unable to obtain a higher education without
2 assistance. The university and the community colleges shall provide
3 such minimum financial assistance to these students as is necessary in
4 each individual case, but not exceeding fees, board and room.

5 * Sec. 11. AS 14.40.530 is amended to read:

6 Sec. 14.40.530. CONTINUATION OF SCHOLARSHIPS. The award of free
7 room and board shall be made from any funds available to the university
8 or the community colleges. Each Native who receives a scholarship under
9 AS 14.40.510 - 14.40.550 is entitled to retain the scholarship and to
10 receive free room and board during his attendance at the university
11 or a community college as long as he maintains a grade average equiva-
12 lent to a "C" or better. However, no Native is entitled to the scholar-
13 ship for more than four years, or for more than the number of years
14 necessary to receive a bachelor's degree.

15 * Sec. 12. AS 14.40.903(a)(6) is repealed and re-enacted to read:

16 (6) two members of the Board of Trustees of the Alaska
17 Community College System designated by the members of that body; and, if
18 the state advisory council on community colleges is a separate and
19 distinct entity from the Board of Trustees, one member of that council
20 designated by its members;

21 * Sec. 13. AS 14.40.909(b)(2) is amended to read:

22 (2) establish a state advisory council on community colleges
23 and develop a comprehensive statewide plan for the expansion and im-
24 provement of the community colleges under sec. 1001 of Title X of the
25 Higher Education Act of 1965, as amended by the Education Amendments of
26 1972 (PL 92-318, sec. 186; 86 Stat. 312, 313); however, to avoid the
27 establishment of duplicate agencies, the commission may designate the
28 Board of Trustees of the Alaska Community College System as the state
29 Advisory Council on Community Colleges if the composition of the board's

1 membership meets the requirements of applicable federal law or regula-
2 tion;

3 * Sec. 14. AS 37.05 is amended by adding a new section to read:

4 Sec. 37.05.307. APPLICABILITY TO ALASKA COMMUNITY COLLEGE SYSTEM.

5 The commissioner of administration may delegate the performance of the
6 functions under this chapter as they relate to the Alaska Community
7 College System to the Board of Trustees of the Alaska Community College
8 System and set out the criteria and guidelines which shall be followed.

9 * Sec. 15. AS 39.25.110(7) is amended to read:

10 (7) officers, members of the teaching staff, and employees of
11 the University of Alaska and the Alaska Community College System;

12 * Sec. 16. AS 39.50.200(9) is amended by adding a new paragraph to read:

13 (55) Alaska Community College System Board of Trustees (AS 14.-
14 42.020).

15 * Sec. 17. AS 14.40.560 - 14.40.640 are repealed.

16 * Sec. 18. TRANSITION. (a) Under the direction of the Alaska Commission
17 on Postsecondary Education and in cooperation with the Department of Ad-
18 ministration and the Department of Revenue, the Board of Regents of the
19 University of Alaska shall redistribute or transfer the property, assets and
20 state or federal funds of the University of Alaska relating to the operation,
21 maintenance and support of the community colleges within the university to
22 the Alaska Community College System.

23 (b) Litigation, hearings, investigations and other proceedings pending
24 under a law amended for functions which may be transferred by this Act con-
25 tinue in effect and may be continued and completed notwithstanding a transfer
26 or amendment provided for in this Act. Certificates, orders, rules or regu-
27 lations issued or filed under authority of a law amended by this Act or
28 functions which may be transferred by this Act, remain in effect for the term
29 issued, unless revoked, vacated, or otherwise modified under the provisions

1 of this Act. Contracts or other obligations created by a law amended by this
2 Act or by virtue of functions which may be transferred by this Act, and in
3 effect on the effective date of this Act, remain in effect unless revoked or
4 modified under the provisions of this Act.

5 (c) Faculty, staff, officers or employees in the community colleges of
6 the University of Alaska, or those statewide or regional faculty, staff,
7 officers or employees of the university whose functions, powers, duties and
8 responsibilities relate in whole or in the major part to community colleges
9 and who were employed for 1979-1980 shall be terminated by the University of
10 Alaska and shall be rehired by the Alaska Community College System. The
11 Alaska Commission on Postsecondary Education shall assist those community
12 college faculty, staff, officers or employees of the University of Alaska who
13 are not transferred in finding positions for which they are qualified.

14 (d) The Board of Trustees of the Alaska Community College System
15 succeeds the Board of Regents of the University of Alaska as a party to an
16 existing cooperative agreement between the Board of Regents of the University
17 of Alaska and a school district, municipality, or an agency of the federal
18 government, or a nonprofit corporation or association with respect to the
19 establishment, operation and maintenance of a community college or an exten-
20 sion center. That agreement in effect on the effective date of this Act
21 shall remain in effect until its agreed expiration and may be modified or
22 extended by mutual agreement unless, before the agreed expiration, it is
23 mutually cancelled by the contracting parties in accordance with law.

24 (e) Programs, courses and services offered by the community colleges of
25 the University of Alaska as of July 1, 1980, shall be transferred to the
26 Alaska Community College System.

27 * Sec. 19. APPOINTMENT OF INITIAL FACULTY AND STUDENT MEMBERS. (a) Not-
28 withstanding AS 14.42.030, enacted by sec. 2 of this Act, the governor may
29 appoint the initial member of the Board of Trustees from among the full-time

1 members of the faculty of the Alaska Community College System without regard
2 to prior nomination by the Board of Trustees. The faculty member serves the
3 term provided in AS 14.42.050(b).

4 (b) Notwithstanding AS 14.42.040(a), enacted by sec. 2 of this Act, the
5 governor may appoint the initial member of the Board of Trustees from among
6 the full-time students of the Alaska Community College System qualified under
7 AS 14.42.040(b) without regard to prior nomination by election. The student
8 member serves the term provided in AS 14.42.050(b).

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

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Original sponsors: Buchholdt, Parker,
Cotten and Malone

Offered: 4/14/80
Referred: Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 651

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for a study of the community college
7 system and establishing a legislative interim committee
8 to assist in that study; and providing for an effective
9 date."

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

11 * Section 1. COMMUNITY COLLEGE SYSTEM STUDY. (a) The Commission on
12 Postsecondary Education shall

13 (1) conduct a comprehensive study of the community college system;
14 the study shall consider, but is not limited to,

15 (A) the existing and alternative administrative and reporting
16 systems for the community colleges;

17 (B) the role of the community colleges in postsecondary
18 education;

19 (C) the role of local policy advisory committees associated
20 with community colleges with reference to the powers and duties of the
21 Board of Regents of the University of Alaska, the office of the chancel-
22 lor for the community college system, and the administration of com-
23 munity college campuses;

24 (D) programs of study offered at each community college, and
25 the responsiveness of those programs to the needs and concerns of the
26 community and its people;

27 (E) existing and planned facilities for each of the community
28 colleges;

29 (F) the relationship between community colleges and extension

1 centers of the University of Alaska; and

2 (G) unit costs of instruction at each of the community col-
3 leges;

4 (2) with the cooperation of the University of Alaska, obtain
5 information about faculty and administration membership and student enrol-
6 lment for each campus of the community college system;

7 (3) convene public hearings in each of the communities in which a
8 community college is located for the purpose of receiving testimony from
9 interested persons regarding the community college system;

10 (4) prepare a report summarizing information about programs,
11 facilities and costs, and public testimon, concerning the community college
12 system; and

13 (5) submit the report, together with all information gathered by
14 the community and recommendations for legislation making changes in the
15 community college system, to the First Session of the Twelfth Legislature not
16 later than the 30th day of the session.

17 (b) There is established a legislative community college study over-
18 sight committee. The committee is an interim committee of the legislature.
19 The committee shall give general direction to the Commission on Postsecondary
20 Education in the completion of the community college system study under (a)
21 of this section, and review all reports prepared by the Commission on Post-
22 secondary Education before adoption of those reports by the commission and
23 transmittal of those reports to the legislature. The legislative community
24 college study oversight committee may attend all public hearings of the
25 Commission on Postsecondary Education which are concerned with the prepara-
26 tion of the report required by (a) of this section. The legislative com-
27 munity college study oversight committee consists of four members, including
28 a member of the finance committee of the house of representatives and a
29 member of the health, education and social services committee of the house of

1 representatives, appointed by the speaker of the house, and a member of the
2 finance committee of the senate and a member of the health, education and
3 social services committee of the senate appointed by the president of the
4 senate.

5 * Sec. 2. This Act terminates March 1, 1981.

6 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
7 070(c).

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Original sponsors: Buchholdt, Parker,
Cotten and Malone

Offered: 4/14/80
Referred: Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2

CS FOR HOUSE BILL NO. 651

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

ELEVENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act providing for a study of the community college
7 system and establishing a legislative interim committee
8 to assist in that study; and providing for an effective
9 date."

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

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(A) the existing and alternative administrative and reporting

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(B) the role of the community colleges in postsecondary

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(C) the role of local policy advisory committees associated

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with community colleges with reference to the powers and duties of the

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Board of Regents of the University of Alaska, the office of the chancel-

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lor for the community college system, and the administration of com-

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munity college campuses;

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(D) programs of study offered at each community college, and

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the responsiveness of those programs to the needs and concerns of the

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community and its people;

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(E) existing and planned facilities for each of the community

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colleges;

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(F) the relationship between community colleges and extension

1 centers of the University of Alaska; and

2 (G) unit costs of instruction at each of the community col-
3 leges;

4 (2) with the cooperation of the University of Alaska, obtain
5 information about faculty and administration membership and student enrol-
6 lment for each campus of the community college system;

7 (3) convene public hearings in each of the communities in which a
8 community college is located for the purpose of receiving testimony from
9 interested persons regarding the community college system;

10 (4) prepare a report summarizing information about programs,
11 facilities and costs, and public testimony concerning the community college
12 system; and

13 (5) submit the report, together with all information gathered by
14 the community and recommendations for legislation making changes in the
15 community college system, to the First Session of the Twelfth Legislature not
16 later than the 30th day of the session.

17 (b) There is established a legislative community college study over-
18 sight committee. The committee is an interim committee of the legislature.
19 The committee shall give general direction to the Commission on Postsecondary
20 Education in the completion of the community college system study under (a)
21 of this section, and review all reports prepared by the Commission on Post-
22 secondary Education before adoption of those reports by the commission and
23 transmittal of those reports to the legislature. The legislative community
24 college study oversight committee may attend all public hearings of the
25 Commission on Postsecondary Education which are concerned with the prepara-
26 tion of the report required by (a) of this section. The legislative com-
27 munity college study oversight committee consists of four members, including
28 a member of the finance committee of the house of representatives and a
29 member of the health, education and social services committee of the house of

1 representatives, appointed by the speaker of the house, and a member of the
2 finance committee of the senate and a member of the health, education and
3 social services committee of the senate appointed by the president of the
4 senate.

5 * Sec. 2. This Act terminates March 1, 1981.

6 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
7 070(c).

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COMMITTEE REPORT

HOUSE

5/2/80

FURTHER:

Date: _____

Mr. Speaker:

The Committee on FINANCE has had HB 653

"An Act relating to bulk fuel; and providing for an effective 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

(9)

COMMITTEE REPORT

HOUSE

1/31/80

5/2

FURTHER: FINANCE

Date: 4/17/80

Mr. Speaker:

The Committee on RESOURCES has had HB 653

"An Act relating to bulk fuel; and providing for an effective date."

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

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 653 same title
 new title
- and recommends Do Pass

~~IX~~ AND attaches a "Letter of Intent" ~~IX~~ New Fiscal Notes

- reports it back without recommendation ~~IX~~
- referred to the Finance Committee

MEMBERS SIGNING DO PASS

- ✓ B. Mills
- ✓ Alvin Osterbacke
- ✓ Sen Art
- ✓ Jim Diller
- ✓ Paul J. Zumpf
- ✓ Richard
- ✓ Foster Carney

MEMBERS HAVING OTHER RECOMMENDATIONS:

- ✓ Rick Halford NO Rec
- _____
- _____
- _____
- _____

B. Mills
CHAIRMAN

Original sponsor: Rules/Governor

Offered: 5/2/80
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 653

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 bulk fuel and establishing a fuel
7 emergency fund; and providing for an effective date."

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

9 * Section 1. AS 44.19 is amended by adding a new section to read:

10 ARTICLE 3A. DISASTER AND EMERGENCY RELIEF FUNDS [FUND].

11 Sec. 44.19.179. FUEL EMERGENCY FUND. There is established in the
12 Office of the Governor the fuel emergency fund. When the governor
13 determines that a shortage of fuel is sufficiently severe to justify
14 state assistance he may make a grant from the fuel emergency fund to a
15 city or borough, or to a village or unincorporated community, to pur-
16 chase emergency supplies of fuel.

17 * Sec. 2. AS 44.47.130 is amended by adding new paragraphs to read:

18 (7) make grants to communities for bulk fuel storage facili-
19 ties;

20 (8) cooperate with the Department of Environmental Conserva-
21 tion and other agencies to provide technical assistance to communities
22 in the installation, operation and management of bulk fuel storage
23 facilities.

24 * Sec. 3. AS 44.47.140 is amended to read:

25 Sec. 44.47.140. LIMITATIONS. The programs of the department under
26 AS 44.47.130 in rural areas are subject to the following limitations:

27 (1) no program for any one community may exceed \$40,000 in
28 cost a year, except that a grant of not more than \$60,000 may be made
29 under AS 44.47.145 for a bulk fuel storage facility; and

COMMITTEE COPY

47 notes 5/2

1 (2) no first class city of over 2,000 population is eligible
2 for assistance.

3 * Sec. 4. AS 44.47 is amended by adding a new section to read:

4 Sec. 44.47.145. BULK FUEL STORAGE FACILITIES GRANT FUND. (a)

5 There is established in the Department of Community and Regional Affairs
6 the bulk fuel storage facilities grant fund. Grants may be made by the
7 department from this fund to a community to acquire and install communit
8 bulk storage facilities.

9 (b) Grants made under this section for the acquisition and instal-
10 lation of a bulk fuel storage facility may not exceed \$60,000 per commun-
11 ity.

12 (c) If the governing body of two or more communities determine
13 that their fuel requirements may be served by a single bulk fuel storage
14 facility, the communities may jointly apply for grants to acquire and
15 install a single bulk fuel storage facility, and the \$60,000 limitation
16 in (b) of this section applies cumulatively for all communities which
17 submit the joint application.

18 * Sec. 5. AS 45 is amended by adding a new chapter to read:

19 CHAPTER 87. BULK FUEL.

20 Sec. 45.87.010. BULK FUEL REVOLVING LOAN FUND ESTABLISHED. There
21 is established in the Department of Commerce and Economic Development
22 the bulk fuel revolving loan fund to assist communities in purchasing
23 bulk fuel. A community, or a private individual who has written endorse-
24 ment from the governing body of the community, is eligible for a loan
25 from the bulk fuel revolving loan fund for a bulk fuel purchase.

26 Sec. 45.87.020. LOAN TERMS FOR BULK FUEL PURCHASES. (a) Loans
27 made from the bulk fuel revolving loan fund to one borrower in any
28 fiscal year

29 (1) may not exceed \$50,000;

1 (2) shall be repaid in one year or less; and

2 (3) may not exceed 90 percent of the wholesale price of the
3 fuel purchased;

4 (b) Interest may not be charged on a loan made from the bulk fuel
5 revolving loan fund.

6 (c) Repayments of the principal on a loan from the bulk fuel
7 revolving loan fund shall be paid by the commissioner of commerce and
8 economic development into the bulk fuel revolving loan fund.

9 Sec. 45.87.030. POWERS OF THE DEPARTMENT. The department may
10 contract for the administration of the bulk fuel loan program established
11 in this chapter.

12 Sec. 45.87.040. DEFINITIONS. In this chapter

13 (1) "bulk fuel storage facility" means a storage tank capable
14 of holding at least 10,000 gallons of petroleum fuels;

15 (2) "community" means an organized municipality or an unin-
16 corporated village which is a social unit, with a population under
17 2,000;

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

20 * Sec. 6. This Act takes effect immediately in accordance with AS 01.10.-
21 070(c).

*letter
note*

Introduced: 1/31/80
Referred: Resources and
Finance

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 653

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 bulk fuel; and providing for an
7 effective date."

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

9 * Section 1. AS 44 is amended by adding a new article to read:

10 ARTICLE 3B. COMMUNITY FUEL EMERGENCY FUND.

11 Sec. 44.19.179. COMMUNITY FUEL EMERGENCY FUND. There is estab-
12 lished in the Office of the Governor the Community Fuel Emergency
13 Fund. Grants from this fund may be made to communities, as defined in
14 AS 44.47.170, when the governor determines that the fuel emergency is
15 sufficiently severe to justify state action.

16 * Sec. 2. AS 44.47.130 is amended by adding a new paragraph to read:

17 (7) make grants to communities for bulk fuel storage facili-
18 ty feasibility studies.

19 * Sec. 3. AS 44.47.140 is amended to read:

20 Sec. 44.47.140. LIMITATIONS. The programs of the department are
21 subject to the following limitations:

22 (1) no program for any one community may exceed \$40,000 in
23 cost a year, except that an additional maximum grant of \$5,000 may be
24 made under AS 44.47.145 for a bulk fuel storage facility feasibility
25 study; and

26 (2) no first class city of over 2,000 population is eligible
27 for assistance.

28 * Sec. 4. AS 44.47 is amended by adding a new section to read:

29 Sec. 44.47.145. BULK FUEL STUDY GRANT FUND. (a) There is

COMMITTEE COPY

1 established in the Department of Community and Regional Affairs the
2 Bulk Fuel Study Grant Fund. Grants may be made to communities from
3 this fund for bulk fuel storage facility feasibility studies.

4 (b) A grant made under this section may not exceed \$5,000. No
5 community may receive more than one grant under this section.

6 * Sec. 5. AS 45 is amended by adding a new chapter to read:

7 CHAPTER 87. BULK FUEL REVOLVING FUNDS.

8 ARTICLE 1. STORAGE FACILITIES.

9 Sec. 45.87.010. LOAN AND GRANT FUND ESTABLISHED; BASIC ELIGI-
10 BILITY. There is established in the Department of Commerce and Eco-
11 nomic Development the Bulk Fuel Storage Facilities Revolving Loan and
12 Grant Fund. Loans and grants may be made from this fund to acquire
13 and install community bulk storage facilities. A community, as defined
14 in AS 45.87.910, is eligible for a loan and grant for a bulk fuel
15 storage facility.

16 Sec. 45.87.020. LOAN TERMS FOR BULK FUEL STORAGE FACILITIES.

17 (a) A loan made under this chapter for the acquisition and installa-
18 tion of a community bulk fuel storage facility may not exceed \$50,000
19 per community, or 50 per cent of the total cost of the bulk fuel
20 storage facility, whichever is less. No community is eligible for a
21 second loan for a bulk fuel storage facility until the balance of the
22 first loan for a bulk fuel facility has been paid in full.

23 (b) The period for repayment of the loan may not exceed 15 years.

24 (c) The loan must be secured by collateral which the commissioner
25 determines is acceptable.

26 (d) The rate of interest may not exceed nine and one half per
27 cent a year on the unpaid balance of the loan.

28 (e) All payments of principal and interest must be paid into the
29 Bulk Fuel Storage Facilities Revolving Loan and Grant Fund.

1 Sec. 45.87.030. GRANT TERMS FOR BULK FUEL STORAGE FACILITIES. A
2 grant made under this chapter for the acquisition and installation of
3 a bulk fuel storage facility may not exceed \$25,000 per community or
4 25 per cent of the total cost of the bulk fuel storage facility,
5 whichever is less. No community is eligible for more than one grant
6 under AS 45.87.010.

7 Sec. 45.87.040. LOCAL PARTICIPATION. To be eligible for a loan
8 or grant under this chapter for the acquisition and installation of a
9 bulk fuel storage facility, a community must participate in financing
10 the project.

11 ARTICLE 2. BULK FUEL.

12 Sec. 45.87.060. LOAN FUND ESTABLISHED; BASIC ELIGIBILITY. There
13 is established in the Department of Commerce and Economic Development
14 the Bulk Fuel Revolving Loan Fund to assist communities in purchasing
15 large yearly supplies of fuel at one time. A community, or a private
16 individual who has written endorsement from the governing body of the
17 community, is eligible for a loan for a bulk fuel purchase.

18 Sec. 45.87.070. LOAN TERMS FOR BULK FUEL PURCHASES. (a) A loan
19 made under this chapter for supplies of fuel may not exceed \$50,000.

20 (b) The period for repayment of the loan may not exceed one
21 year.

22 (c) The loan must be secured by collateral which the commissioner
23 determines is acceptable.

24 (d) The amount of the loan may not exceed 90 per cent of the
25 wholesale price of the product.

26 (e) All payments of principal and interest must be paid into the
27 Bulk Fuel Revolving Loan Fund.

28 ARTICLE 3. GENERAL PROVISIONS.

29 Sec. 45.87.900. POWERS AND DUTIES OF THE DEPARTMENT. The Depart-

1 ment may adopt regulations necessary to implement this chapter, includ-
2 ing eligibility standards for loans and grants made under this chapter
3 and guidelines for the determination of loan terms and grant terms.
4 It may also hold hearings and may subpoena witnesses and documents and
5 administer oaths in connection with hearings.

6 Sec. 45.87.910. DEFINITIONS. In this chapter

7 (1) "bulk fuel storage facility" means a storage tank
8 capable of holding at least 10,000 gallons of petroleum fuels;

9 (2) "commissioner" means the commissioner of commerce and
10 economic development;

11 (3) "community" means home rule cities and boroughs, cities
12 and boroughs of any class, and unincorporated villages which are
13 social units, but does not include any first class city of over 2,000
14 population;

15 (4) "department" means the Department of Commerce and
16 Economic Development.

17 * Sec. 6. This Act takes effect immediately in accordance with AS 01.-
18 10.070(c).
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Explanation of notes
written by
Mr Miller
5/2/80

Summary / Bulk Fuel Fiscal Note

~~A~~

Fuel Emergency Fund (Gov's Off) 250.0

Bulk Fuel R.L.F. (Commerce) 1,500.0

Storage Contract Fund (CRA) 1,500.0

\$ 3,250.0

Gov's Office

Dept CRA Adm

53.8

Dept Commerce Adm

35.3

\$ 89.1

3,250.0

89.1

TOTAL COST

\$ 3,339.1

THE LEGISLATURE OF THE STATE OF ALASKA
 ELEVENTH LEGISLATURE
 AMENDED
 FISCAL NOTE

I. REQUEST
 Bill/Resolution No. CSIB 653 #1
 Title An Act Establishing a Fuel Emergency Fund & a Bulk Fuel Distribution & Storage Program
 Requested by Mary Halloran, House Resources Committee Date 4-21-80

II. FISCAL DETAIL
 Agency Affected Department of Commerce and Economic Development
 Program Category Affected Development
 BRU, Program, or Subprogram(s) Affected Division of Business Loans
 (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	-0-	-0-	-0-	-0-	-0-	-0-
200 TRAVEL	-0-					
300 CONTRACTUAL	-0-					
400 COMMODITIES	-0-					
500 EQUIPMENT	-0-					
600 LAND & STRUCTURES	-0-					
700 GRANTS, CLAIMS, ETC.	1,500.0					
CAPITALIZE LOAN FUND	1,500.0					
TOTAL	3,000.0	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND	3,000.0	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

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

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

This fiscal note is amended to reflect the addition of Sec. 45.87.050 which states that the department shall contract for the administration of the grant and loan programs. It assumes the person or agency who administers the programs will take the contract costs out of the grant or loan appropriation.

If contract costs must be defined and appropriated separately, a new fiscal note will be submitted.

IV. DATE Amended 4-21-80

PREPARED BY Sharon R. Traylor, Director
 AGENCY Div. of Business Loans, Dept. of Commerce & Eco.
 PHONE 465-2510

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

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HB 653 #3
 Title An Act making appropriations to the Department of Commerce & Economic Dev.
 Requested by _____ Date _____

Title: the Department of Community & Regional Affairs, and the Office of the Governor, for bulk fuel matters; and providing for an effective date.

II. FISCAL DETAIL
 Agency Affected Department of Community and Regional Affairs
 Program Category Affected Community Development
 BRU, Program, or Subprogram(s) Affected Local Government Assistance
 (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 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES	40.7	43.9	47.5	51.3	55.4	59.8
200 TRAVEL	10.6	19.1	31.5	35.2	41.0	45.6
300 CONTRACTUAL	1.8	1.9	2.0	2.2	2.3	2.6
400 COMMODITIES						
500 EQUIPMENT	.7	0	0	0	0	0
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	53.8	64.9	81.0	88.7	98.7	108.0

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND	53.8	64.9	81.0	88.7	98.7	108.0
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME	1	1	1	1	1	1
PART TIME						
TEMPORARY						

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

Personal Services: LGS IV (range 19) with special emphasis on business & loan skills. (See Comments for fuller detail)
 Travel: FY '81 assumes 15 grants at 1.5 trips per grant; 3 days per diem
 FY '82 assumes 15 grants at 1.5 trips per grant; 2 days per diem
 15 business setups & loan preparation at 15 trips
 3 days per diem
 FY '83 assumes 15 grants at 1.5 trips per grant; 2 days per diem.
 15 business setups & loan preparation at 15 trips
 3 days per diem
 15 monitor/update at 15 trips per; 1/2 days per diem
 FY '84 same assumption as FY '83 with inflation
 FY '85 same assumption as FY '83, with inflation

Contractual: Primarily telephone tolls and cost of advertising for bids.
 Equipment: Desk, chair, bookcase, calculator, desk equipment, One time cost

IV. DATE 3/7/80 PREPARED BY Ms. Lare
 AGENCY Community & Regional Affairs
 PHONE (Anchorage) 276-1721 (Juneau) 465-4735
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE
REVISED
FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHR 653 # 4 (Page 1 of 2)

Title An Act relating to fuel and fuel shortages; establishing a fuel emergency fund and
Requested by Marv Halloran, House Resources Committee Date 4-18-80

a bulk fuel acquisition and storage program; and providing for
an effective date.

II. FISCAL DETAIL

Agency Affected Department of Commerce and Economic Development

Program Category Affected Development

BRU, Program, or Subprogram(s) Affected Division of Business Loans

(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)

	3 Mos. FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES	22.9	91.5	100.7	110.8	121.9	134.1
200 TRAVEL	2.9	11.3	12.4	13.6	15.0	16.5
300 CONTRACTUAL	3.1	12.4	13.6	15.0	16.5	18.1
400 COMMODITIES	1	5	6	7	8	9
500 EQUIPMENT	6.3	-	-	-	-	-
600 LAND & STRUCTURES	-	-	-	-	-	-
700 GRANTS, CLAIMS, ETC.	1,500.0	-	-	-	-	-
Capitalize Loan Fund	1,500.0	-	-	-	-	-
TOTAL	3,035.3	115.7	127.3	140.1	154.2	169.6

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND	3,035.3	115.7	127.3	140.1	154.2	169.6
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
FULL TIME	3	3	3	3	3	3
PART TIME						
TEMPORARY						

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

To increase staff to handle processing, closing and accounting for bulk fuel revolving loan fund and for bulk fuel storage facilities grant fund.

See attached breakdown of fiscal note figures.

The figures have been revised to reflect the increases in wages and per diem.

This fiscal note assumes grants totaling \$1.5 million and loans totaling \$1.5 million in the first year.

Sharon R. Traylor

IV. DATE Revised 4-18-80

PREPARED BY Sharon R. Traylor, Director
AGENCY Div. of Business Loans, Dept. Comm. & Eco. Dev.
PHONE 465-2510

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

CS
Breakdown of Fiscal Note Figures for HB 653:

Page 2 of 2

	3 Months		12 Months	
100. 1 Loan Examiner III @ \$2,652/mo.	8.0		31.8	
1 Documents Processing Clerk III @ \$1,440/mo.	4.3		17.3	
1 Accounting Technician II @ \$1,850/mo.	<u>5.6</u>		<u>22.2</u>	
Sub-Total	17.9		71.3	
Standard Benefits (Wages x .1529)	2.7		10.9	
Supplemental Benefits (Wages x .0665)	1.2		4.7	
Health Insurance (Man Mos. x 127)	<u>1.1</u>	22.9	<u>4.6</u>	91.5
200. Travel to Villages:				
20 Trips @ \$430	2.2		8.6	
40 Days Per Diem @ \$67	<u>.7</u>	2.9	<u>2.7</u>	11.3
300. Telephone, Postage, Printing, Advertising	2.5		10.0	
Additional Office Space @ \$200/Mo.	<u>.6</u>	3.1	<u>2.4</u>	12.4
400. Office Supplies			<u>.1</u>	<u>.5</u>
Total Operating Expenses		29.0		115.7
500. 3 Desks @ \$333	\$ 1.0			
2 Credenzas @ \$390	.8			
1 Typist Extension @ \$350	.4			
2 Secretarial Chairs @ \$137	.3			
1 Executive Chair @ \$180	.2			
2 Side Chairs @ \$125	.3			
4 File Cabinets @ \$247	.9			
2 Typewriters @ \$810	1.6			
3 Calculators @ \$225	.7			
3 Wastebaskets @ \$10, 1 Coat Rack @ \$60	<u>.1</u>		<u>6.3</u>	
TOTAL			35.3	

10% Inflation for Succeeding Years

653
+
654

January 31, 1980

The Honorable Terry Gardiner
Speaker of the House
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18 of the Alaska Constitution, I am transmitting a bill which establishes four funds pertaining to bulk fuel and a bill appropriating money to these funds.

The bill establishes the bulk fuel storage facility revolving loan and grant fund in the Department of Commerce and Economic Development. The department would be authorized to make loans and grants in specified amounts to communities to assist them in acquiring and installing bulk fuel storage facilities.

The second fund created by this bill is a short-term bulk fuel revolving loan fund in order to enable communities and, in limited circumstances, private individuals to purchase large supplies of fuel at one time. The Department of Commerce and Economic Development would be responsible for administering this fund too.

The third fund created by this bill is the bulk fuel study grant fund in the Department of Community and Regional Affairs. That department would be authorized to make grants of up to \$5,000 for bulk fuel storage facility feasibility studies.

Lastly, in order to avoid emergency fuel shortages, the bill establishes a Community Fuel Emergency Fund in the Office of the Governor.

These funds are intended to be widely dispersed. Therefore, no community is eligible for more than one grant for a bulk fuel storage facility feasibility study or for more than one loan and

grant for a bulk fuel storage facility. Both long-term and short-term loans under this bill must be secured by collateral which the commissioner finds acceptable. This bulk fuel loan and grant program is primarily being established to ensure adequate fuel supplies in rural communities in order to avoid emergency situations such as have arisen this year. Both bills have immediate effective dates so that funds will be available for fuel purchases required this spring. The definition of "community" which would be applicable to the storage facility fund and the bulk fuel fund is based on existing AS 44.47.170.

Sincerely,

s/ JSH

Jay S. Hammond
Governor

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE BILLS NO. 653 & 654
 Title An Act relating to bulk fuel; and providing for an effective date
 Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Department of Commerce and Economic Development
 Program Category Affected Development
 BRU, Program, or Subprogram(s) Affected Division of Business Loans
 (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)

	^{3 mos.} FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES	20.3	81.3	87.0	93.1	99.6	106.6
200 TRAVEL	2.8	11.0	11.8	12.6	13.5	14.4
300 CONTRACTUAL	3.1	12.4	13.3	14.2	15.2	16.3
400 COMMODITIES	.1	.5	.5	.6	.6	.6
500 EQUIPMENT	6.3	-	-	-	-	-
600 LAND & STRUCTURES	-	-	-	-	-	-
700 GRANTS, CLAIMS, ETC.	-	-	-	-	-	-
TOTAL	32.6	105.2	112.6	120.5	128.9	137.9

FUNDING (Thousands of Dollars)

GENERAL FUND	32.6	105.2	112.6	120.5	128.9	137.9
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	3	3	3	3	3	3
PART TIME						
TEMPORARY						

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

To increase staff to handle processing, closing and accounting for bulk fuel revolving loan fund.

See attached breakdown of fiscal note figures.

IV. DATE Jan. 29, 1980

PREPARED BY Sharon R. Traylor, Director
 AGENCY Div. of Business Loans, Dept. Comm. # Eco. Dev.
 PHONE 465-2510

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

Breakdown of Fiscal Note Figures:

	<u>12 mos.</u>	
100. 1 Loan Examiner III @2355/mo.	\$28.3	
1 Documents Processing Clerk III @1254/mo.	15.0	
1 Accounting Technician II @1629/mo.	19.6	
Sub-total	<u>\$62.9</u>	
Standard Benefits (62.9 X .1529)	9.6	
Supplemental Benefits (62.9 X .0665)	4.2	
Health Insurance (36 man mos. X 127)	<u>4.6</u>	\$81.3
200. Travel to villages:		
20 trips @430	\$ 8.6	
40 days per diem @60	<u>2.4</u>	11.0
300. Telephone, postage, printing, advertising	\$10.0	
Additional office space @200/mo.	<u>2.4</u>	12.4
400. Office Supplies		.5
500. 3 Desks @333	\$ 1.0	
2 Credenzas @390	.8	
1 Typist extension @350	.4	
2 Secretarial chairs @137	.3	
1 Executive chair @180	.2	
2 Side chairs @125	.3	
4 File cabinets @247	.9	
2 Typewriters @810	1.6	
3 Calculators @225	.7	
3 Wastebaskets @10, 1 Coat Rack @60	<u>.1</u>	<u>6.3</u>
		\$111.5

7% Inflation for succeeding years.

ALASKA STATE LEGISLATURE

ELEVENTH Legislature SECOND Session

HOUSE ...BILL..... NO. 653...

By ..THE RULES COMMITTEE BY...
REQUEST OF THE GOVERNOR

"An Act relating to bulk fuel;
and providing for an effective
date."

Bulk fuel

Introduced in the House .1/31...., 19.80

HISTORY IN THE HOUSE

19 80	Read first time and referred to Committee on
Jan. 31	Resources and Finance
	Reported back with recommendation that
	Read second time and
	Read third time and
	PASS Effective Date
	Yeas Yeas
	Nays Nays
	Absent Absent
	Excused Excused
	Reconsideration
	PASS Effective Date
	Yeas Yeas
	Nays Nays
	Absent Absent
	Excused Excused
	Reported correctly engrossed
	Signed by Speaker
	Sent to Senate
	CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19	Read first time and referred to Committee on
	Reported back with recommendation that
	Read second time and
	Read third time and
	PASS Effective Date
	Yeas Yeas
	Nays Nays
	Absent Absent
	Excused Excused
	Reconsideration
	PASS Effective Date
	Yeas Yeas
	Nays Nays
	Absent Absent
	Excused Excused
	Reported correctly engrossed
	Signed by President
	Returned to House
	SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19	Received from Senate
	Concurred in Senate amendment thus adopting: VOTE
	Failed to concur in Senate amendment; asked Senate to recede VOTE
	Senate receded from amendment VOTE
	Senate failed to recede from amendment VOTE
	CC appointed by House
	CC appointed by Senate
	CC adopted by House VOTE
	CC adopted by Senate VOTE
	To enrolling Reported correctly enrolled Sent to Governor
 by Governor
	Filed with Lt. Governor
	Chapter No.

Original sponsor: Rules/Governor

Offered: 5/2/80
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 653

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 bulk fuel and establishing a fuel
7 emergency fund; and providing for an effective date."

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

9 * Section 1. AS 44.19 is amended by adding a new section to read:

10 ARTICLE 3A. DISASTER AND EMERGENCY RELIEF FUNDS [FUND].

11 Sec. 44.19.179. FUEL EMERGENCY FUND. There is established in the
12 Office of the Governor the fuel emergency fund. When the governor
13 determines that a shortage of fuel is sufficiently severe to justify
14 state assistance he may make a grant from the fuel emergency fund to a
15 city or borough, or to a village or unincorporated community, to pur-
16 chase emergency supplies of fuel.

17 * Sec. 2. AS 44.47.130 is amended by adding new paragraphs to read:

18 (7) make grants to communities for bulk fuel storage facili-
19 ties;

20 (8) cooperate with the Department of Environmental Conserva-
21 tion and other agencies to provide technical assistance to communities
22 in the installation, operation and management of bulk fuel storage
23 facilities.

24 * Sec. 3. AS 44.47.140 is amended to read:

25 Sec. 44.47.140. LIMITATIONS. The programs of the department under
26 AS 44.47.130 in rural areas are subject to the following limitations:

27 (1) no program for any one community may exceed \$40,000 in
28 cost a year, except that a grant of not more than \$60,000 may be made
29 under AS 44.47.145 for a bulk fuel storage facility; and

1 (2) no first class city of over 2,000 population is eligible
2 for assistance.

3 * Sec. 4. AS 44.47 is amended by adding a new section to read:

4 Sec. 44.47.145. BULK FUEL STORAGE FACILITIES GRANT FUND. (a)
5 There is established in the Department of Community and Regional Affairs
6 the bulk fuel storage facilities grant fund. Grants may be made by the
7 department from this fund to a community to acquire and install community
8 bulk storage facilities.

9 (b) Grants made under this section for the acquisition and instal-
10 lation of a bulk fuel storage facility may not exceed \$60,000 per commun-
11 ity.

12 (c) If the governing body of two or more communities determine
13 that their fuel requirements may be served by a single bulk fuel storage
14 facility, the communities may jointly apply for grants to acquire and
15 install a single bulk fuel storage facility, and the \$60,000 limitation
16 in (b) of this section applies cumulatively for all communities which
17 submit the joint application.

18 * Sec. 5. AS 45 is amended by adding a new chapter to read:

19 CHAPTER 87. BULK FUEL.

20 Sec. 45.87.010. BULK FUEL REVOLVING LOAN FUND ESTABLISHED. There
21 is established in the Department of Commerce and Economic Development
22 the bulk fuel revolving loan fund to assist communities in purchasing
23 bulk fuel. A community, or a private individual who has written endorse-
24 ment from the governing body of the community, is eligible for a loan
25 from the bulk fuel revolving loan fund for a bulk fuel purchase.

26 Sec. 45.87.020. LOAN TERMS FOR BULK FUEL PURCHASES. (a) Loans
27 made from the bulk fuel revolving loan fund to one borrower in any
28 fiscal year

29 (1) may not exceed \$50,000;

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(2) shall be repaid in one year or less; and

(3) may not exceed 90 percent of the wholesale price of the fuel purchased;

(b) Interest may not be charged on a loan made from the bulk fuel revolving loan fund.

(c) Repayments of the principal on a loan from the bulk fuel revolving loan fund shall be paid by the commissioner of commerce and economic development into the bulk fuel revolving loan fund.

Sec. 45.87.030. POWERS OF THE DEPARTMENT. The department may contract for the administration of the bulk fuel loan program established in this chapter.

Sec. 45.87.040. DEFINITIONS. In this chapter

(1) "bulk fuel storage facility" means a storage tank capable of holding at least 10,000 gallons of petroleum fuels;

(2) "community" means an organized municipality or an unincorporated village which is a social unit, with a population under 2,000;

(3) "department" means the Department of Commerce and Economic Development.

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

Introduced: 1/31/80
Referred: Resources and
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 653

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 bulk fuel; and providing for an
7 effective date."

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

9 * Section 1. AS 44 is amended by adding a new article to read:

10 ARTICLE 3B. COMMUNITY FUEL EMERGENCY FUND.

11 Sec. 44.19.179. COMMUNITY FUEL EMERGENCY FUND. There is estab-
12 lished in the Office of the Governor the Community Fuel Emergency
13 Fund. Grants from this fund may be made to communities, as defined in
14 AS 44.47.170, when the governor determines that the fuel emergency is
15 sufficiently severe to justify state action.

16 * Sec. 2. AS 44.47.130 is amended by adding a new paragraph to read:

17 (7) make grants to communities for bulk fuel storage facili-
18 ty feasibility studies.

19 * Sec. 3. AS 44.47.140 is amended to read:

20 Sec. 44.47.140. LIMITATIONS. The programs of the department are
21 subject to the following limitations:

22 (1) no program for any one community may exceed \$40,000 in
23 cost a year, except that an additional maximum grant of \$5,000 may be
24 made under AS 44.47.145 for a bulk fuel storage facility feasibility
25 study; and

26 (2) no first class city of over 2,000 population is eligible
27 for assistance.

28 * Sec. 4. AS 44.47 is amended by adding a new section to read:

29 Sec. 44.47.145. BULK FUEL STUDY GRANT FUND. (a) There is

1 established in the Department of Community and Regional Affairs the
2 Bulk Fuel Study Grant Fund. Grants may be made to communities from
3 this fund for bulk fuel storage facility feasibility studies.

4 (b) A grant made under this section may not exceed \$5,000. No
5 community may receive more than one grant under this section.

6 * Sec. 5. AS 45 is amended by adding a new chapter to read:

7 CHAPTER 87. BULK FUEL REVOLVING FUNDS.

8 ARTICLE 1. STORAGE FACILITIES.

9 Sec. 45.87.010. LOAN AND GRANT FUND ESTABLISHED; BASIC ELIGI-
10 BILITY. There is established in the Department of Commerce and Eco-
11 nomic Development the Bulk Fuel Storage Facilities Revolving Loan and
12 Grant Fund. Loans and grants may be made from this fund to acquire
13 and install community bulk storage facilities. A community, as defined
14 in AS 45.87.910, is eligible for a loan and grant for a bulk fuel
15 storage facility.

16 Sec. 45.87.020. LOAN TERMS FOR BULK FUEL STORAGE FACILITIES.

17 (a) A loan made under this chapter for the acquisition and installa-
18 tion of a community bulk fuel storage facility may not exceed \$50,000
19 per community, or 50 per cent of the total cost of the bulk fuel
20 storage facility, whichever is less. No community is eligible for a
21 second loan for a bulk fuel storage facility until the balance of the
22 first loan for a bulk fuel facility has been paid in full.

23 (b) The period for repayment of the loan may not exceed 15 years.

24 (c) The loan must be secured by collateral which the commissioner
25 determines is acceptable.

26 (d) The rate of interest may not exceed nine and one half per
27 cent a year on the unpaid balance of the loan.

28 (e) All payments of principal and interest must be paid into the
29 Bulk Fuel Storage Facilities Revolving Loan and Grant Fund.