

LEG. FINANCE - BILLS 1979 - 1980 1178

HB 832 thru HB 853

1178



# 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: 2/18/80  
Referred: Finance

1 IN THE HOUSE

BY MEEKINS AND BEIRNE

2 HOUSE BILL NO. 832

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 a state policy relating to the  
7 regulation of alcohol and changing the composition of  
8 the Alcoholic Beverage Control Board in furtherance of  
9 that policy."

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

11 \* Section 1. FINDINGS AND INTENT. The legislature finds that the abuse  
12 of intoxicating liquor is inflicting very deleterious effects on individuals,  
13 families, and the public at large. The legislature intends that the manu-  
14 facture, distribution, and sale of intoxicating liquor be controlled and  
15 regulated under the police power of the state in such a manner as to mitigate  
16 the deleterious effects of intoxicating liquor on the health, safety and  
17 welfare of the people of the state. The legislature finds, in furtherance of  
18 that intention, that the health, safety and welfare of the public will be  
19 well served by placing a person on the Alcoholic Beverage Control Board who  
20 is trained to recognize the deleterious effect of alcohol in society and who  
21 will be in a position to influence the development of a state policy compe-  
22 tent to mitigate or neutralize those effects.

23 \* Section 2. AS 04.05.010(a) is amended to read:

24 (a) There is established an Alcoholic Beverage Control Board  
25 within the Department of Revenue consisting of six [FIVE] members ap-  
26 pointed for overlapping three-year terms. The board is vested with the  
27 duties, powers, and responsibilities involved in the control of al-  
28 coholic beverages, including the adoption [PROMULGATION] of [RULES AND]  
29 regulations and the hearing of appeals from the action of officers and

1 employees charged with enforcing the alcoholic beverage control laws [,  
2 RULES,] and regulations. The governor shall appoint the board subject  
3 to confirmation by the legislature. No member of the board may hold any  
4 other state or federal office, either elective or appointive. Two  
5 members of the board shall be actively engaged in the alcoholic beverage  
6 industry, except that no member may be an officer, agent, or employee of  
7 a wholesale alcoholic beverage enterprise. One member of the board must  
8 have training or work experience in the epidemiology of alcoholism. No  
9 three members of the board may be engaged in the same business, occupa-  
10 tion or profession. Three members constitute a quorum for the conduct  
11 of business. The board shall meet at least once each year in each of  
12 the four judicial districts to study, reconsider and modify existing  
13 agency [RULES AND] regulations in the light of current local problems.  
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Original  
HB 832

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB832  
 Title State policy relating to regulation of alcohol and changing composition of ABC Board  
 Requested by Representatives Meekins and Beirne Date 2/18/80

II. FISCAL DETAIL

Agency Affected Department of Revenue  
 Program Category Affected Public Protection  
 BRU, Program, or Subprogram(s) Affected Alcoholic Beverage Control Board  
 (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	-0-	1.5	1.5	1.5	2.0	2.0
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>	<b>-0-</b>	<b>1.5</b>	<b>1.5</b>	<b>1.5</b>	<b>2.0</b>	<b>2.0</b>

FUNDING (Thousands of Dollars)

GENERAL FUND	-0-	1.5	1.5	1.5	2.0	2.0
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

Expenditures related to this legislation are for travel and per diem for the additional member of the Alcoholic Beverage Control Board attendance at eleven board meetings per year.

IV. DATE March 12, 1980 PREPARED BY Patrick L. Sharrock, Director  
 AGENCY Alcoholic Beverage Control Board  
 PHONE 277-8638  
 Original: Legislative Finance  
 cc: Budget and Management  
Prime Sponsor (First Legislator Named)

...CARRON PAPER/Department of Health & Social Services

HOUSE BILL 832

"An Act establishing a state policy relating to the regulation of alcohol and changing the composition of the Alcoholic Beverage Control Board in furtherance of that policy".

Many have observed that the biggest failing in the current version of Title 04, "The Alcohol Beverage Control Act"; is that it possesses no clear statement of legislative policy that could serve as a guide for the ABC board and staff in the execution of their duties.

This bill corrects that deficiency by adding a section expressing a very clear statement of legislative intent that the fundamental purpose of Title 04, it's board and staff, is to protect public health, safety and welfare.

The expressed intent is very much in keeping with the wishes of most citizens of the State, is harmonious with the Alaska Supreme Court's ruling in "SABREJET-VIS-STATE OF ALASKA", and is a basic application of legislative will, toward the primary prevention of Alaska's major public health, welfare and safety problem.

The intent statement is further enhanced by the addition of a sixth member to the board whose area of expertise is the public health, safety and welfare problems caused by the abuse of alcohol.

The responsibility of the ABC board is further clarified by establishing legislative intent for the board to adopt regulations which implement the legislature's intent.

The Department of Health and Social Services supports this bill and recommends it's passage as a major step toward the ultimate reduction of Alaska's well documented public health, welfare and safety problems caused by alcohol abuse.

There will be no short term fiscal impact on Department of Health and Social Services as a result of passage of this legislation.

Recommended by:

*Robert L. Cole* 03/18/80

Robert L. Cole, Coordinator Date  
Office of Alcoholism and Drug Abuse

Approved by:

*Helen D. Beirne* 7/11/80

Helen D. Beirne, Commissioner Date  
Department of Health and Social Services

ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE BILL 832

Title "An Act establishing a state policy relating to the regulation of alcohol and changing

Requested by Meekins and Beirne

Date 2-18-80

the composition of the Alcoholic Beverage Control Board in furtherance of that policy".

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services

Program Category Affected ALCOHOLISM & DRUG ABUSE

BRU, Program, or Subprogram(s) Affected Administration

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

EXPENDITURES (Thousands of Dollars)

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

FUNDING (Thousands of Dollars)

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

POSITIONS

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

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

*Robert L. Cole*

Original: Legislative Finance  
cc: Budget and Management

Prime Sponsor (First Legislator Named)

Prepared by: Robert L. Cole Date: 3-19-80

Division/Office: Alcoholism/Drug Abuse Pli 586-6201  
Department of Health & Social Services

33-001 (Rev. 12/79)  
City by DSS (11-23-79)

Approval DHSS Mgt. & Bdgt: M. Hubbard Date: 4/2/80

Introduced: 2/18/80  
Referred: Finance

1 IN THE HOUSE

BY MEEKINS AND BEIRNE

2 HOUSE BILL NO. 832

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 a state policy relating to the  
7 regulation of alcohol and changing the composition of  
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9 that policy."

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22 tent to mitigate or neutralize those effects.

23 \* Section 2. AS 04.05.010(a) is amended to read:

24 (a) There is established an Alcoholic Beverage Control Board  
25 within the Department of Revenue consisting of six [FIVE] members ap-  
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28 coholic beverages, including the adoption [PROMULGATION] of [RULES AND]  
29 regulations and the hearing of appeals from the action of officers and

1 employees charged with enforcing the alcoholic beverage control laws [,  
2 RULES,] and regulations. The governor shall appoint the board subject  
3 to confirmation by the legislature. No member of the board may hold any  
4 other state or federal office, either elective or appointive. Two  
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6 industry, except that no member may be an officer, agent, or employee of  
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8 have training or work experience in the epidemiology of alcoholism. No  
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10 tion or profession. Three members constitute a quorum for the conduct  
11 of business. The board shall meet at least once each year in each of  
12 the four judicial districts to study, reconsider and modify existing  
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COMMITTEE REPORT

(11)

HOUSE

2/18/80

FURTHER:

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

Mr. Speaker:

The Committee on FINANCE has had HB 832

"An Act establishing a state policy relating to the regulation of alcohol and changing the composition of the Alcoholic Beverage Control Board in furtherance of that policy."

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:

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CHAIRMAN

7723  
Guthrie

Introduced: 2/18/80  
Referred: Finance

1 IN THE HOUSE

BY MEEKINS AND BEIRNE

2 HOUSE BILL NO. 832

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

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17 welfare of the people of the state. The legislature finds, in furtherance of  
18 that intention, that the health, safety and welfare of the public will be  
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ALASKA STATE LEGISLATURE

ELEVENTH Legislature SECOND... Session

HOUSE .. BILL..... NO. 832...

By .. MEEKINS AND BEIRNE .....

"An Act establishing anstate policy relating to the regulation of alcohol and changing the composition of the Alcoholic Beverage Control Board in furtherance of that policy."

State policy on alcohol

Introduced in the House 2/18....., 19..80

HISTORY IN THE HOUSE

1980

FEB. 18

Read first time and referred to Committee on

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

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

Introduced: 2/18/80  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY MEEKINS

2 HOUSE BILL NO. 833

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 the crime of driving while intoxi-  
7 cated."

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

9 \* Section 1. AS 28.35.030 is repealed and re-enacted to read:

10 Sec. 28.35.030. DRIVING WHILE INTOXICATED. (a) A person commits  
11 the crime of driving while intoxicated if he operates or drives a motor  
12 vehicle

13 (1) while under the influence of intoxicating liquor, de-  
14 pressant, hallucinogenic, stimulant or narcotic drugs as defined in  
15 AS 17.10.230(13) and AS 17.12.150(3);

16 (2) when there is 0.10 percent or more by weight of alcohol  
17 in his blood or 100 milligrams or more of alcohol per 100 milliliters of  
18 his blood, or when there is 0.10 grams or more of alcohol per 210 liters  
19 of his breath; or

20 (3) while he is under the combined influence of intoxicating  
21 liquor and another substance.

22 (b) Driving while intoxicated is a misdemeanor.

23 (c) Upon conviction under this section the court shall impose a  
24 minimum sentence of imprisonment of not less than three consecutive  
25 days. Upon a subsequent conviction within five years after a conviction  
26 under this section, the court shall impose a minimum sentence of im-  
27 prisonment of not less than 10 consecutive days. The execution of  
28 sentence may not be suspended nor may probation be granted until the  
29 minimum imprisonment provided in this section has been served. Im-

1 position of sentence may not be suspended, except upon the condition  
2 that the defendant be imprisoned for no less than the minimum period  
3 provided in this section. In addition, his operator's license shall be  
4 revoked in accordance with AS 28.15.181. In addition, a person con-  
5 victed under this statute shall undertake, for a term specified by the  
6 court, that program of alcohol education or rehabilitation which the  
7 court, after consideration of any information compiled under (d) of this  
8 section, finds appropriate.

9 (d) Except as prohibited by federal law or regulation, every  
10 provider of treatment programs to which persons are ordered under (c) of  
11 this section shall supply the Alaska court system with the information  
12 regarding the condition and treatment of those persons as the supreme  
13 court may require by rule. Information compiled under this subsection  
14 is confidential and may only be used by a court in sentencing a person  
15 convicted under (c) of this section, or by an officer of the court in  
16 preparing a presentence report for the use of the court in sentencing a  
17 person convicted under (c) of this section.

18 \* Sec. 2. AS 28.35.031 is amended to read:

19 Sec. 28.35.031. IMPLIED CONSENT. A person who operates or drives  
20 a motor vehicle in this state shall be considered to have given consent  
21 to a chemical test or tests of his breath for the purpose of determining  
22 the alcoholic content of his blood or breath if lawfully arrested for an  
23 offense arising out of acts alleged to have been committed while the  
24 person was operating or driving a motor vehicle while intoxicated [UNDER  
25 THE INFLUENCE OF INTOXICATING LIQUOR]. The test or tests shall be  
26 administered at the direction of a law enforcement officer who has  
27 reasonable grounds to believe that the person was operating or driving a  
28 motor vehicle in this state while intoxicated [UNDER THE INFLUENCE OF  
29 INTOXICATING LIQUOR].

1 \* Sec. 3. AS 28.35.032(b) is amended to read:

2 (b) Upon receipt of a sworn report of a law enforcement officer  
3 that a person has refused to submit to a chemical test authorized under  
4 AS 28.35.031, containing a statement of the circumstances surrounding  
5 the arrest and the grounds upon which his belief was based that the  
6 person was operating a motor vehicle in violation of AS 28.35.030, the  
7 Department of Public Safety shall notify the person that his license or  
8 nonresident privilege to drive a motor vehicle in the state is revoked  
9 or suspended, or that no original license or permit will be issued for  
10 three months. In the same notice the department shall inform the person  
11 that he may initiate a proceeding in the district court to rescind the  
12 department's action. The court proceeding shall be without jury and  
13 shall be limited to the issues of whether

14 (1) the arresting officer had reasonable grounds to believe  
15 the arrested person had been operating a motor vehicle in the state  
16 while intoxicated [UNDER THE INFLUENCE OF INTOXICATING LIQUOR];

17 (2) the arrested person refused to submit to the breath test  
18 upon request of the officer after being advised that his refusal would  
19 result in the suspension, revocation, or denial of his license; and

20 (3) the accused defendant was informed fairly of the nature  
21 of the tests, the accuracy of the methods, machines, equipment involved,  
22 the expertise of the person administering the tests, or operator of the  
23 machines, and the accused given such other reasonable information as may  
24 be requested by him.

25 \* Sec 4. AS 28.35.033(a) is amended to read:

26 (a) Upon the trial of a civil or criminal action or proceeding  
27 arising out of acts alleged to have been committed by a person who was  
28 driving while intoxicated [WHILE OPERATING A MOTOR VEHICLE UNDER THE  
29 INFLUENCE OF INTOXICATING LIQUOR], the amount of alcohol in the person's

1 blood or breath at the time alleged [, AS SHOWN BY CHEMICAL ANALYSIS OF  
2 THE PERSON'S BREATH,] shall give rise to the following presumptions:

3 (1) If there was 0.05 percent or less by weight of alcohol in  
4 the person's blood, or 50 milligrams or less of alcohol per 100 milli-  
5 liters of his blood, or 0.05 grams or less of alcohol per 210 liters of  
6 his breath, it shall be presumed that the person was not under the  
7 influence of intoxicating liquor.

8 (2) If there was in excess of 0.05 percent but less than 0.10  
9 percent by weight of alcohol in the person's blood, or in excess of 50  
10 but less than 100 milligrams of alcohol per 100 milliliters of his blood,  
11 or in excess of 0.05 grams but less than 0.10 grams of alcohol per 210  
12 liters of his breath, that fact does not give rise to any presumption  
13 that the person was or was not under the influence of intoxicating  
14 liquor, but that fact may be considered with other competent evidence in  
15 determining whether the person was under the influence of intoxicating  
16 liquor.

17 (3) [IF THERE WAS 0.10 PERCENT OR MORE BY WEIGHT OF ALCOHOL  
18 IN THE PERSON'S BLOOD, IT SHALL BE PRESUMED THAT THE PERSON WAS UNDER  
19 THE INFLUENCE OF INTOXICATING LIQUOR.]  
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THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 833  
Title An Act relating to the crime of driving while intoxicated.  
Requested by \_\_\_\_\_ Date 3/10/80

II. FISCAL DETAIL

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

EXPENDITURES (Thousands of Dollars)

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

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

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

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

No fiscal impact.

IV. DATE 3/10/80 PREPARED BY Michael J. Clemens  
AGENCY Public Safety  
PHONE 465-4336  
Original: Legislative Finance  
cc: Budget and Management  
Prime Sponsor (First Legislator Named)

FISCAL NOTE

HB 833

I. REQUEST  
 Bill/Resolution No. House Bill 833  
 Title "An act relating to the crime of driving while intoxicated".  
 Requested by Meekins Date 2-25-80

II. FISCAL DETAIL Department of Health and Social Services  
 Agency Affected Department of Health and Social Services  
 Program Category Affected ALCOHOLISM & DRUG ABUSE  
 BRU, Program, or Subprogram(s) Affected ADMINISTRATION  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

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

FUNDING (Thousands of Dollars)

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

POSITIONS

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

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

*Robert L. Cole*

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

Prepared by: Robert L. Cole Date: 2-25-80  
 Division/Office: Alcoholism/Drug Abuse Pli: 586-6201  
 Department of Health & Social Services

POSITION PAPER  
ON  
HOUSE BILL NO. 833

"An Act relating to the crime of driving while intoxicated."

The Office of Alcoholism and Drug Abuse is supportive of House Bill 833. Drinking drivers presently are the largest contributor to Alaska's high rate of accidental death and injury and increased strategies to curb this serious problem are needed. Data from existing Alaska OMVI diversion programs indicate that in excess of 50% of the people presently being convicted of OMVI in fact have serious drinking problems which require treatment. The passage of House Bill 833 would tend to increase the number of convictions and the subsequent referral of these people to diversion programs for alcohol problem screening and diagnosis.

Recommended by: Robert L. Cole by sup 3/6/80  
Robert Cole, Coordinator *11/6/80*  
Office of Alcoholism and Drug Abuse (DATE)

Approved by: Helen D. Beirne 3/17/80  
Helen D. Beirne, Commissioner  
Department of Health and Social Services (DATE)

H/F



(7)

# COMMITTEE REPORT

## HOUSE

3/7

2/18/80

FURTHER: FINANCE

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

Mr. Speaker:

The Committee on HEALTH, EDUCATION AND SOCIAL SERVICES has had HB 833

"An Act relating to the crime of driving while intoxicated."

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**

Joyce Morrison

Dernon Thurber

T Buchholdt

James Harris

Alvile

\_\_\_\_\_

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\_\_\_\_\_

**MEMBERS HAVING  
OTHER RECOMMENDATIONS:**

Clark Galteris - No Rec

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

T Buchholdt  
CHAIRMAN

Introduced: 2/18/80  
Referred: Health, Education &  
Social Services and Finance

7869  
Guthrie

1 IN THE HOUSE

BY MEEKINS

2 HOUSE BILL NO. 833

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 the crime of driving while intoxi-  
7 cated."

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

9 \* Section 1. AS 28.35.030 is repealed and re-enacted to read:

10 Sec. 28.35.030. DRIVING WHILE INTOXICATED. (a) A person commits  
11 the crime of driving while intoxicated if he operates or drives a motor  
12 vehicle

13 (1) while under the influence of intoxicating liquor, de-  
14 pressant, hallucinogenic, stimulant or narcotic drugs as defined in  
15 AS 17.10.230(13) and AS 17.12.150(3);

16 (2) when there is 0.10 percent or more by weight of alcohol  
17 in his blood or 100 milligrams or more of alcohol per 100 milliliters of  
18 his blood, or when there is 0.10 grams or more of alcohol per 210 liters  
19 of his breath; or

20 (3) while he is under the combined influence of intoxicating  
21 liquor and another substance.

22 (b) Driving while intoxicated is a misdemeanor.

23 (c) Upon conviction under this section the court shall impose a  
24 minimum sentence of imprisonment of not less than three consecutive  
25 days. Upon a subsequent conviction within five years after a conviction  
26 under this section, the court shall impose a minimum sentence of im-  
27 prisonment of not less than 10 consecutive days. The execution of  
28 sentence may not be suspended nor may probation be granted until the  
29 minimum imprisonment provided in this section has been served. Im-

COMMITTEE COPY

1 position of sentence may not be suspended, except upon the condition  
2 that the defendant be imprisoned for no less than the minimum period  
3 provided in this section. In addition, his operator's license shall be  
4 revoked in accordance with AS 28.15.181. In addition, a person con-  
5 victed under this statute shall undertake, for a term specified by the  
6 court, that program of alcohol education or rehabilitation which the  
7 court, after consideration of any information compiled under (d) of this  
8 section, finds appropriate.

9 (d) Except as prohibited by federal law or regulation, every  
10 provider of treatment programs to which persons are ordered under (c) of  
11 this section shall supply the Alaska court system with the information  
12 regarding the condition and treatment of those persons as the supreme  
13 court may require by rule. Information compiled under this subsection  
14 is confidential and may only be used by a court in sentencing a person  
15 convicted under (c) of this section, or by an officer of the court in  
16 preparing a presentence report for the use of the court in sentencing a  
17 person convicted under (c) of this section.

18 \* Sec. 2. AS 28.35.031 is amended to read:

19 Sec. 28.35.031. IMPLIED CONSENT. A person who operates or drives  
20 a motor vehicle in this state shall be considered to have given consent  
21 to a chemical test or tests of his breath for the purpose of determining  
22 the alcoholic content of his blood or breath if lawfully arrested for an  
23 offense arising out of acts alleged to have been committed while the  
24 person was operating or driving a motor vehicle while intoxicated [UNDER  
25 THE INFLUENCE OF INTOXICATING LIQUOR]. The test or tests shall be  
26 administered at the direction of a law enforcement officer who has  
27 reasonable grounds to believe that the person was operating or driving a  
28 motor vehicle in this state while intoxicated [UNDER THE INFLUENCE OF  
29 INTOXICATING LIQUOR].

1 \* Sec. 3. AS 28.35.032(b) is amended to read:

2 (b) Upon receipt of a sworn report of a law enforcement officer  
3 that a person has refused to submit to a chemical test authorized under  
4 AS 28.35.031, containing a statement of the circumstances surrounding  
5 the arrest and the grounds upon which his belief was based that the  
6 person was operating a motor vehicle in violation of AS 28.35.030, the  
7 Department of Public Safety shall notify the person that his license or  
8 nonresident privilege to drive a motor vehicle in the state is revoked  
9 or suspended, or that no original license or permit will be issued for  
10 three months. In the same notice the department shall inform the person  
11 that he may initiate a proceeding in the district court to rescind the  
12 department's action. The court proceeding shall be without jury and  
13 shall be limited to the issues of whether

14 (1) the arresting officer had reasonable grounds to believe  
15 the arrested person had been operating a motor vehicle in the state  
16 while intoxicated [UNDER THE INFLUENCE OF INTOXICATING LIQUOR];

17 (2) the arrested person refused to submit to the breath test  
18 upon request of the officer after being advised that his refusal would  
19 result in the suspension, revocation, or denial of his license; and

20 (3) the accused defendant was informed fairly of the nature  
21 of the tests, the accuracy of the methods, machines, equipment involved,  
22 the expertise of the person administering the tests, or operator of the  
23 machines, and the accused given such other reasonable information as may  
24 be requested by him.

25 \* Sec. 4. AS 28.35.033(a) is amended to read:

26 (a) Upon the trial of a civil or criminal action or proceeding  
27 arising out of acts alleged to have been committed by a person who was  
28 driving while intoxicated [WHILE OPERATING A MOTOR VEHICLE UNDER THE  
29 INFLUENCE OF INTOXICATING LIQUOR], the amount of alcohol in the person's

1 blood or breath at the time alleged [, AS SHOWN BY CHEMICAL ANALYSIS OF  
2 THE PERSON'S BREATH,] shall give rise to the following presumptions:

3 (1) If there was 0.05 percent or less by weight of alcohol in  
4 the person's blood, or 50 milligrams or less of alcohol per 100 milli-  
5 liters of his blood, or 0.05 grams or less of alcohol per 210 liters of  
6 his breath, it shall be presumed that the person was not under the  
7 influence of intoxicating liquor.

8 (2) If there was in excess of 0.05 percent but less than 0.10  
9 percent by weight of alcohol in the person's blood, or in excess of 50  
10 but less than 100 milligrams of alcohol per 100 milliliters of his blood,  
11 or in excess of 0.05 grams but less than 0.10 grams of alcohol per 210  
12 liters of his breath, that fact does not give rise to any presumption  
13 that the person was or was not under the influence of intoxicating  
14 liquor, but that fact may be considered with other competent evidence in  
15 determining whether the person was under the influence of intoxicating  
16 liquor.

17 (3) [IF THERE WAS 0.10 PERCENT OR MORE BY WEIGHT OF ALCOHOL  
18 IN THE PERSON'S BLOOD, IT SHALL BE PRESUMED THAT THE PERSON WAS UNDER  
19 THE INFLUENCE OF INTOXICATING LIQUOR.]  
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ALASKA STATE LEGISLATURE

ELUVENTH Legislature SECOND Session

HOUSE BILL NO. 833

By MEEKINS

"An Act relating to the crime of driving while intoxicated."

Driving while intoxicated

Introduced in the House 2/18, 1980

HISTORY IN THE HOUSE

1980	Read first time and referred to Committee on HESS and Finance												
Feb. 18	Reported back with recommendation that												
	Read second time and												
	Read third time and												
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused		
PASS	Effective Date												
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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												
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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
	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

4/15/80

FURTHER:

Date: 4/25/80

Mr. Speaker:

The Committee on FINANCE has had HB 835

"An Act relating to nonresident big game tag fees; 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 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

H. Huff

Huffman

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**MEMBERS HAVING  
OTHER RECOMMENDATIONS:**

NA REC

Progers No Rec

Smith No Rec

Huffman " "

\_\_\_\_\_

\_\_\_\_\_

Freeman  
CHAIRMAN

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHB 835 (finance)  
 Title Nonresident big game trophy tags  
 Requested by \_\_\_\_\_ Date 4/25/80

II. FISCAL DETAIL

Agency Affected Dept. of Revenue  
 Program Category Affected Fish and Game Support  
 BRU, Program, or Subprogram(s) Affected Fish & Game Licensing  
 (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		2.5				
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		<b>2.5</b>				

FUNDING (Thousands of Dollars)

GENERAL FUND		2.5				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

IV. DATE 4/25/80 PREPARED BY Oral Freeman, Vice Chairman  
House Finance Committee  
 AGENCY \_\_\_\_\_  
 PHONE 465-3795  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

Original sponsors: Murlbert, Anderson and Fuller

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 835 (Finance)

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 nonresident big game trophy tags;  
7 and providing for an effective date."

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

9 \* Section 1. AS 16.05.340(a) is amended by adding a new paragraph to  
10 read:

11 (21) Nonresident big game trophy tags:

- 12 (A) Bear, black, each.....100
- 13 (B) Bear, brown or grizzly, each.....200
- 14 (C) Bison, each.....200
- 15 (D) Caribou, each.....200
- 16 (E) Deer, each..... 50
- 17 (F) Elk, each.....200
- 18 (G) Goat, each.....200
- 19 (H) Moose, each.....200
- 20 (I) Sheep, each.....200
- 21 (J) Wolf, each..... 50
- 22 (K) Wolverine, each..... 50

23 \* Sec. 2. AS 16.05 is amended by adding a new section to read:

24 Sec. 16.05.342. TROPHY TAGS. (a) A nonresident who takes an  
25 animal listed in AS 16.05.340(a)(21) shall obtain a nonresident big game  
26 trophy tag under AS 16.05.340(a)(21) before removing all or part of the  
27 animal from the state or within 60 days after the taking of the animal,  
28 whichever is earlier. A nonresident may authorize an agent in writing  
29 to obtain a nonresident big game trophy tag on his behalf.

1 (b) A nonresident big game trophy tag shall be a locking tag which  
2 shall be attached to the horns, antlers, skull or other appropriate part  
3 of the animal.

4 (c) If a nonresident fails to obtain a nonresident big game trophy  
5 tag as provided in (a) of this section, an animal listed in AS 16.05.-  
6 340(a)(21) taken by the nonresident is forfeited to the state.

7 \* Sec. 3. This Act takes effect January 1, 1981.  
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Original sponsors: Hurlbert, Anderson and Fuller

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 835 (Finance)

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 nonresident big game trophy tags;  
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Original sponsors: Hurlbert, Anderson and Fuller

Offered: 4/15/80  
Referred: Finance

1 IN THE HOUSE

*Finance*  
BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 835 (Fin)

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 nonresident big game trophy tags;  
7 and providing for an effective date."

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

9 \* Section 1. AS 16.05.340(a) is amended by adding a new paragraph to  
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6 340(a)(21) taken by the nonresident is forfeited to the state.

7 \* Sec. 3. This Act takes effect ~~immediately in accordance with AS 01.10.~~  
8 070(c).

Jan 1, 81

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill No. 835  
 Title An Act relating to nonresident big game trophy tags  
 Requested by House Finance Committee Date April 21, 1980

II. FISCAL DETAIL

Agency Affected Department of Revenue  
 Program Category Affected Fish and Game Support  
 BRU, Program, or Subprogram(s) Affected Fish and Game Licensing  
 (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	2.5	1.0	1.0	1.0		
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.	0					
<b>TOTAL</b>	<b>2.5</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>		

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND	2.5	1.0	1.0	1.0		
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

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

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

FY 1980. costs will be for special printing of new tags and trophy records, and shipping to vendors statewide. In future years this initial cost will be absorbed into our annual order and mail out of supplies.

IV. DATE April 21, 1980 PREPARED BY Linda Gene Lockridge  
 AGENCY Department of Revenue  
 PHONE 465-2376  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill No. 835  
 Title An Act relating to nonresident big game trophy tags  
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200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						

TOTAL

FUNDING (Thousands of Dollars)

Revenue Effects

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						
Game Management Fund	0	536.5	1073.4	1303.0		

POSITIONS

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

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

IV. DATE April 21, 1980 PREPARED BY Linda Gene Lockridge  
 AGENCY Department of Revenue  
 PHONE 465-2376  
 Original: Legislative Finance  
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THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill No. 835

Title An Act relating to nonresident big game trophy tags

Requested by House Finance Committee

Date April 21, 1980

II. FISCAL DETAIL

Agency Affected Department of Revenue

Program Category Affected Fish and Game Support

BRU, Program, or Subprogram(s) Affected Fish and Game Licensing

(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
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200 TRAVEL						
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700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>	<b>2.5</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>		

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
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POSITIONS

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
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III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

FY 1980 costs will be for special printing of new tags and trophy records, and shipping to vendors statewide. In future years this initial cost will be absorbed into our annual order and mail out of supplies.

IV. DATE April 21, 1980

PREPARED BY Linda Gene Lockridge

AGENCY Department of Revenue

PHONE 465-2376

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill No. 835  
 Title An Act relating to nonresident big game trophy tags  
 Requested by House Finance Committee Date April 21, 1980

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 BRU, Program, or Subprogram(s) Affected Fish and Game Licensing  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

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200 TRAVEL						
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500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						

TOTAL

FUNDING (Thousands of Dollars)

Revenue Effects

GENERAL FUND					
FEDERAL FUNDS					
OTHER (Specify Fund Source)					
Game Management Fund	0	536.5	1073.4	1303.0	

POSITIONS

FULL TIME					
PART TIME					
TEMPORARY					

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

IV. DATE April 21, 1980 PREPARED BY Linda Gene Lockridge  
 AGENCY Department of Revenue  
 PHONE 465-2376  
 Original: Legislative Finance  
 cc: Budget and Management  
Prime Sponsor (First Legislator Named)

Original sponsors: Hurlbert, Anderson and  
Fuller

Offered: 4/15/80  
Referred: Finance

1 IN THE HOUSE BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 835

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 nonresident big game trophy tags;  
7 and providing for an effective date."

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

9 \* Section 1. AS 16.05.340(a) is amended by adding a new paragraph to  
10 read:

11 (21) Nonresident big game trophy tags:

- 12 (A) Bear, black, each.....100
- 13 (B) Bear, brown or grizzly, each.....200
- 14 (C) Bison, each.....200
- 15 (D) Caribou, each.....200
- 16 (E) Deer, each..... 50
- 17 (F) Elk, each.....200
- 18 (G) Goat, each.....200
- 19 (H) Moose, each.....200
- 20 (I) Sheep, each.....200
- 21 (J) Wolf, each..... 50
- 22 (K) Wolverine, each..... 50

23 \* Sec. 2. AS 16.05 is amended by adding a new section to read:

24 Sec. 16.05.342. TROPHY TAGS. (a) A nonresident who takes an  
25 animal listed in AS 16.05.340(a)(21) shall obtain a nonresident big game  
26 trophy tag under AS 16.05.340(a)(21) before removing all or part of the  
27 animal from the state or within 60 days after the taking of the animal,  
28 whichever is earlier. A nonresident may authorize an agent in writing  
29 to obtain a nonresident big game trophy tag on his behalf.

1 (b) A nonresident big game trophy tag shall be a locking tag which  
2 shall be attached to the horns, antlers, skull or other appropriate part  
3 of the animal.

4 (c) If a nonresident fails to obtain a nonresident big game trophy  
5 tag as provided in (a) of this section, an animal listed in AS 16.05.-  
6 340(a)(21) taken by the nonresident is forfeited to the state.

7 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
8 070(c).

Original sponsors: Hurlbert, Anderson and  
Fuller

Offered: 4/15/80  
Referred: Finance

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 835

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 nonresident big game trophy tags;  
7 and providing for an effective date."

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9 \* Section 1. AS 16.05.340(a) is amended by adding a new paragraph to  
10 read:

11 (21) Nonresident big game trophy tags:

- 12 (A) Bear, black, each.....100  
13 (B) Bear, brown or grizzly, each.....200  
14 (C) Bison, each.....200  
15 (D) Caribou, each.....200  
16 (E) Deer, each..... 50  
17 (F) Elk, each.....200  
18 (G) Goat, each.....200  
19 (H) Moose, each.....200  
20 (I) Sheep, each.....200  
21 (J) Wolf, each..... 50  
22 (K) Wolverine, each..... 50

23 \* Sec. 2. AS 16.05 is amended by adding a new section to read:

24 Sec. 16.05.342. TROPHY TAGS. (a) A nonresident who takes an  
25 animal listed in AS 16.05.340(a)(21) shall obtain a nonresident big game  
26 trophy tag under AS 16.05.340(a)(21) before removing all or part of the  
27 animal from the state or within 60 days after the taking of the animal,  
28 whichever is earlier. A nonresident may authorize an agent in writing  
29 to obtain a nonresident big game trophy tag on his behalf.

1 (b) A nonresident big game trophy tag shall be a locking tag which  
2 shall be attached to the horns, antlers, skull or other appropriate part  
3 of the animal.

4 (c) If a nonresident fails to obtain a nonresident big game trophy  
5 tag as provided in (a) of this section, an animal listed in AS 16.05.-  
6 340(a)(21) taken by the nonresident is forfeited to the state.

7 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
8 070(c).

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

HB 835

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill No. 835  
 Title An act relating to nonresident big game tag fees  
 Requested by House Resources Committee Date March 1, 1980

II. FISCAL DETAIL

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

EXPENDITURES (Thousands of Dollars)

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

TOTAL

FUNDING (Thousands of Dollars)      Revenue Effects

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						
Game Management Fund		360.1	378.1	431.0		

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

After the last increase in fees in 1977, the number of nonresident tags sold decreased approximately 25% from the previous year although increased fees resulted in an overall 30% increase in nonresident big game tag receipts. Applying those figures to the currently proposed increase, anticipated sales for FY 1981 are:

	<u>Tags Sold</u>	<u>Gross Receipts</u>
FY 1981 (anticipated)	5,156	\$ 1,560,435.00
FY 1980 (to date)	6,874	1,200,335.00
Difference	<u>(1,718)</u>	<u>\$ 360,100.00</u>

Receipts have continued to increase at the rate of 5% (FY 1979) and 14% (FY1980 to date.)

*Linda Gene Lockridge*

IV. DATE March 6, 1980 PREPARED BY Linda Gene Lockridge  
 AGENCY Department of Revenue  
 PHONE 465-2376  
 Original: Legislative Finance  
 cc: Budget and Management  
Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill No. 835  
 Title An act relating to nonresident big game tag fees  
 Requested by House Resources Committee Date March 1, 1980

II. FISCAL DETAIL

Agency Affected Department of Revenue  
 Program Category Affected Fish and Game Support  
 BRU, Program, or Subprogram(s) Affected Fish and Game Licensing  
 (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	2.1					
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>	<b>2.1</b>					

FUNDING (Thousands of Dollars)

<u>GENERAL FUND</u>	2.1					
<u>FEDERAL FUNDS</u>						
<u>OTHER (Specify Fund Source)</u>						

POSITIONS

<u>FULL TIME</u>						
<u>PART TIME</u>						
<u>TEMPORARY</u>						

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

Anticipated expenditures will be for the printing of revised Big Game Records and shipping revised forms to approximately 400 vendors statewide.

*Linda Gene Lockridge*

IV. DATE March 6, 1980 PREPARED BY Linda Gene Lockridge  
 AGENCY Department of Revenue  
 PHONE 465-2376  
 Original: Legislative Finance  
 cc: Budget and Management  
Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill No. 835  
 Title An Act relating to nonresident big game trophy tags  
 Requested by House Finance Committee Date April 21, 1980

II. FISCAL DETAIL

Agency Affected Department of Revenue  
 Program Category Affected Fish and Game Support  
 BRU, Program, or Subprogram(s) Affected Fish and Game Licensing  
 (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	2.5	1.0	1.0	1.0		
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>	<b>2.5</b>	<b>1.0</b>	<b>1.0</b>	<b>1.0</b>		

FUNDING (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
GENERAL FUND	2.5	1.0	1.0	1.0		
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

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

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

FY 1980 costs will be for special printing of new tags and trophy records, and shipping to vendors statewide. In future years this initial cost will be absorbed into our annual order and mail out of supplies.

IV. DATE April 21, 1980 PREPARED BY *Linda Gene Lockridge*  
 AGENCY Department of Revenue  
 PHONE 465-2376  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for House Bill No. 835  
 Title An Act relating to nonresident big game trophy tags  
 Requested by House Finance Committee Date April 21, 1980

II. FISCAL DETAIL

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

EXPENDITURES (Thousands of Dollars)

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

TOTAL

FUNDING (Thousands of Dollars)

Revenue Effects

GENERAL FUND					
FEDERAL FUNDS					
OTHER (Specify Fund Source)					
Game Management Fund	0	536.5	1073.4	1303.0	

POSITIONS

FULL TIME					
PART TIME					
TEMPORARY					

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

*Linda Gene Lockridge*

IV. DATE April 21, 1980 PREPARED BY Linda Gene Lockridge  
 AGENCY Department of Revenue  
 PHONE 465-2376  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

Introduced: 2/18/80  
Referred: Resources and Finance

1 IN THE HOUSE

BY HURLBERT, ANDERSON AND  
FULLER

2 HOUSE BILL NO. 835

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 nonresident big game tag fees; and  
7 providing for an effective date."

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

9 \* Section 1. AS 16.05.340(a)(16) is amended to read:

10 (16) Nonresident big game tags:

- 11 (A) Bear, black, each . . . . . 200 [100]  
12 (B) (deleted)  
13 (C) Bear, brown or grizzly, each. . . . . 500 [250]  
14 (D) Bear, polar, each . . . . . 500 [250]  
15 (E) Bison, each . . . . . 500 [250]  
16 (F) Caribou, each . . . . . 450 [200]  
17 (G) Deer, each. . . . . 70 [35]  
18 (H) Elk, each . . . . . 250 [125]  
19 (I) Goat, each. . . . . 250 [125]  
20 (J) Moose, each . . . . . 500 [200]  
21 (K) Sheep, each . . . . . 500 [250]  
22 (L) Walrus, each. . . . . 500 [250]  
23 (M) Wolf, each. . . . . 100 [50]  
24 (N) Wolverine, each . . . . . 350 [50]

25 \* Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-  
26 070(c).  
27  
28  
29



# RECORDS CERTIFICATION



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

James O Smith  
Signature of Camera Operator

3/20/90  
Date

Introduced: 2/18/80  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY CARNEY

2 HOUSE BILL NO. 838

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 debt service for school construc-  
7 tion; and providing for an effective date."

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

9 \* Section 1. AS 43.18.100(a) is amended to read:

10 (a) During each fiscal year, the state shall allocate to an or-  
11 ganized borough or a city which is a school district, the following  
12 sums:

13 (1) payments made by the borough or city during the fiscal  
14 year [TWO YEARS EARLIER] for the retirement of principal and interest on  
15 outstanding bonds, notes, or other indebtedness incurred before July 1,  
16 1977 to pay costs of school construction;

17 (2) 80 percent of

18 (A) payments made by the borough or city during the  
19 fiscal year [TWO YEARS EARLIER] for the retirement of principal and  
20 interest on outstanding bonds, notes or other indebtedness incurred  
21 after June 30, 1977 and before July 1, 1978 to pay costs of school  
22 construction;

23 [(B) CASH PAYMENTS MADE AFTER JUNE 30, 1976 AND BEFORE  
24 JULY 1, 1978 BY THE BOROUGH OR CITY DURING THE FISCAL YEAR TWO  
25 YEARS EARLIER TO PAY COSTS OF SCHOOL CONSTRUCTION;]

26 (3) 80 percent of

27 (A) payments made by the borough or city during the  
28 fiscal year [TWO YEARS EARLIER] for the retirement of principal and  
29 interest on outstanding bonds, notes or other indebtedness incurred

1 after June 30, 1978 to pay costs of school construction projects  
2 approved under AS 14.07.020(11);

3 (B) cash payments made [AFTER JUNE 30, 1978] by the  
4 borough or city during the fiscal year [TWO YEARS EARLIER] to pay  
5 costs of school construction projects approved under AS 14.07.020-  
6 (11).

7 \* Sec. 2. AS 43.18.100(b)(1) is amended to read:

8 (1) offset against the amount of reimbursement authorized the  
9 amount of any funds distributed to the borough or city during [IN] the  
10 [SECOND PRECEDING] fiscal year from the school fund provided for in  
11 AS 43.50.140;

12 \* Sec. 3. TRANSITIONAL PROVISION. During the fiscal year beginning  
13 July 1, 1980, in addition to amounts payable to cities and boroughs for that  
14 fiscal year under AS 43.18.100 and AS 43.50.140 amended by this Act, the  
15 commissioner shall pay to cities and boroughs all amounts which would have  
16 been payable for fiscal years 1981 and 1982 under AS 43.18.100 as it read  
17 before its amendment by this Act and under AS 43.50.100.

18 \* Sec. 4. This Act takes effect July 1, 1980.  
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THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 838  
 Title An Act relating to debt service for school construction.  
 Requested by House HESS Date 4/11/80

II. FISCAL DETAIL

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

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		61,646.3	-0-	-0-	-0-	-0-

TOTAL

FUNDING (Thousands of Dollars)

GENERAL FUND		61,646.3	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	n/a					
PART TIME						
TEMPORARY						

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

Section 1      No cost  
 Section 2      No cost  
 Section 3      61,646.3 (est.)

It should be noted that payments made under this bill would have to be made upon estimates pending receipt of municipal audits.

IV. DATE April 11, 1980 PREPARED BY *W.D. Thomson* William D. Thomson  
 AGENCY Education  
 PHONE 465-2800

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

STATE OF ALASKA  
 Department of Education  
 Chapter 249, SLA 1970  
 STATE AID FOR RETIREMENT OF SCHOOL CONSTRUCTION DEBT  
 FY 1979-80

District	100% Debt Service 1977-78	Credit for Cash Payment Prior to FY72	50% of Cash Payment Prior to FY72	Cash Payment 1977-78	80% of 1977-78 Cash Payment	Debt Service @100% Plus Cash Payment	Cigarette Tax 1977-78	Total Entitlement	Actual Payment Prorated @ 78.1263%
Anchorage	11,937,028	18,355	9,177	1,847,090	1,477,672	13,423,877	957,931	12,465,946	9,739,183
Bristol Bay	89,955	15,914	7,957	-0-	-0-	97,912	12,581	85,331	66,668
Cordova	123,171	-0-	-0-	-0-	-0-	123,171	21,063	102,108	79,775
Dillingham	-0-	-0-	-0-	105,000	84,000	84,000	16,766	67,234	52,529
Fairbanks	3,729,102	304,684	152,342	172,972	138,378	4,019,822	243,812	3,776,010	2,950,058
Galena	-0-	-0-	-0-	10,184	8,147	8,147	8,900	-0-	-0-
Haines	98,497	-0-	-0-	-0-	-0-	98,497	18,778	79,719	62,283
Juneau	955,679	-0-	-0-	409,474	327,579	1,283,258	123,502	1,159,756	906,075
Kenai	2,482,776	458,533	229,266	1,208,356	966,685	3,678,727	155,772	3,522,955	2,752,355
Ketchikan	609,012	-0-	-0-	96,959	77,567	686,579	79,297	607,282	474,448
King Cove	-0-	-0-	-0-	83,460	66,768	66,768	8,291	58,477	45,688
Kodiak	415,125	16,212	8,106	56,576	45,261	468,492	61,969	406,523	317,602
Matanuska-Susitna	2,507,513	1,753	876	215,118	172,094	2,680,483	102,808	2,577,675	2,013,843
Nenana	21,180	2,876	1,438	11,762	9,409	32,027	10,819	21,208	16,571
Nome	-0-	-0-	-0-	37,475	29,980	29,980	9,694	286	225
North Slope	3,098,000	-0-	-0-	-0-	-0-	3,098,000	44,783	3,053,217	2,385,366
Petersburg	344,680	42,470	21,235	-0-	-0-	365,915	21,970	343,945	268,712
Sitka	428,415	924	462	215,576	172,460	601,337	50,515	550,822	430,338
Skagway	29,203	-0-	-0-	-0-	-0-	29,203	10,387	18,816	14,702
Valdez	1,912,425	4,342	2,171	20,237	16,190	1,930,786	30,981	1,899,805	1,484,248
Wrangell	23,537	-0-	-0-	-0-	-0-	23,537	20,356	3,181	2,487
<b>TOTAL</b>	<b>28,805,298</b>	<b>866,063</b>	<b>433,930</b>	<b>4,531,369</b>	<b>3,625,094</b>	<b>32,863,422</b>	<b>2,041,042</b>	<b>30,823,133</b>	<b>24,081,000</b>

THE LEGISLATURE OF THE STATE OF ALASKA  
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 838  
 Title An Act relating to debt service for school construction.  
 Requested by House HESS Date 4/11/80

II. FISCAL DETAIL

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

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		61,646.3	-0-	-0-	-0-	-0-

TOTAL

FUNDING (Thousands of Dollars)

GENERAL FUND		61,646.3	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME	n/a					
PART TIME						
TEMPORARY						

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

Section 1      No cost  
 Section 2      No cost  
 Section 3      61,646.3 (est.)

It should be noted that payments made under this bill would have to be made upon estimates pending receipt of municipal audits.

IV. DATE April 11, 1980 PREPARED BY *W.D. Thomson* William D. Thomson  
 AGENCY Education  
 Original: Legislative Finance      PHONE 465-2800  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

STATE OF ALASKA  
 Department of Education  
 Chapter 249, SLA 1970  
 STATE AID FOR RETIREMENT OF SCHOOL CONSTRUCTION DEBT  
 FY 1979-80

District	100% Debt Service 1977-78	Credit for Cash Payment Prior to FY72	50% of Cash Payment Prior to FY72	Cash Payment 1977-78	80% of 1977-78 Cash Payment	Debt Service @100% Plus Cash Payment	Cigarette Tax 1977-78	Total Entitlement	Actual Payment Prorated @ 78.1263%
Anchorage	11,937,028	18,355	9,177	1,847,090	1,477,672	13,423,877	957,931	12,465,946	9,739,183
Bristol Bay	89,955	15,914	7,957	-0-	-0-	97,912	12,581	85,331	66,668
Cordova	123,171	-0-	-0-	-0-	-0-	123,171	21,063	102,108	79,775
Dillingham	-0-	-0-	-0-	105,000	84,000	84,000	16,766	67,234	52,529
Fairbanks	3,729,102	304,684	152,342	172,972	138,378	4,019,822	243,812	3,776,010	2,950,058
Galena	-0-	-0-	-0-	10,184	8,147	8,147	8,900	-0-	-0-
Haines	98,497	-0-	-0-	-0-	-0-	98,497	18,778	79,719	62,283
Juneau	955,679	-0-	-0-	409,474	327,579	1,283,258	123,502	1,159,756	906,075
Kenai	2,482,776	458,533	229,266	1,208,356	966,685	3,678,727	155,772	3,522,955	2,752,355
Ketchikan	609,012	-0-	-0-	96,959	77,567	686,579	79,297	607,282	474,448
King Cove	-0-	-0-	-0-	83,460	66,768	66,768	8,291	58,477	45,688
Kodiak	415,125	16,212	8,106	56,576	45,261	468,492	61,969	406,527	317,602
Matanuska-Susitna	2,507,513	1,753	876	215,118	172,094	2,680,483	102,808	2,577,675	2,013,843
Nenana	21,180	2,876	1,438	11,762	9,409	32,027	10,819	21,208	16,571
Nome	-0-	-0-	-0-	37,475	29,980	29,980	29,694	286	225
North Slope	3,098,000	-0-	-0-	-0-	-0-	3,098,000	44,783	3,053,217	2,385,366
Petersburg	344,680	42,470	21,235	-0-	-0-	365,915	21,970	343,945	268,712
Sitka	428,415	924	462	215,576	172,460	601,337	50,515	550,822	430,338
Skagway	29,203	-0-	-0-	-0-	-0-	29,203	10,387	18,816	14,702
Valdez	1,912,425	4,342	2,171	20,237	16,190	1,930,786	30,981	1,899,805	1,484,248
Wrangell	23,537	-0-	-0-	-0-	-0-	23,537	20,356	3,181	2,487
<b>TOTAL</b>	<b>28,605,298</b>	<b>866,063</b>	<b>433,030</b>	<b>4,531,369</b>	<b>3,625,094</b>	<b>32,863,422</b>	<b>2,041,042</b>	<b>30,823,133</b>	<b>24,081,000</b>

(11)

# COMMITTEE REPORT

## HOUSE

FURTHER:

4/14/80

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

Mr. Speaker:

The Committee on FINANCE has had HB 838

"An Act relating to debt service for school construction; 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:

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\_\_\_\_\_  
CHAIRMAN

# COMMITTEE REPORT

(7)

## HOUSE

2/18/80

FURTHER: 4/14  
FINANCE

Date: 4/11/80

Mr. Speaker:

The Committee on HEALTH, EDUCATION AND SOCIAL SERVICES has had HB 838

"An Act relating to debt service for school construction; 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

*[Signature]*  
*[Signature]*  
*[Signature]*  
*[Signature]*  
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MEMBERS HAVING OTHER RECOMMENDATIONS:

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 \_\_\_\_\_

*[Signature]*  
CHAIRMAN

8076  
Clenoweth

Introduced: 2/18/80  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY CARNEY

2 HOUSE BILL NO. 838

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 debt service for school construc-  
7 tion; and providing for an effective date."

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

9 \* Section 1. AS 43.18.100(a) is amended to read:

10 (a) During each fiscal year, the state shall allocate to an or-  
11 ganized borough or a city which is a school district, the following  
12 sums:

13 (1) payments made by the borough or city during the fiscal  
14 year [TWO YEARS EARLIER] for the retirement of principal and interest on  
15 outstanding bonds, notes, or other indebtedness incurred before July 1,  
16 1977 to pay costs of school construction;

17 (2) 80 percent of

18 (A) payments made by the borough or city during the  
19 fiscal year [TWO YEARS EARLIER] for the retirement of principal and  
20 interest on outstanding bonds, notes or other indebtedness incurred  
21 after June 30, 1977 and before July 1, 1978 to pay costs of school  
22 construction;

23 [(B) CASH PAYMENTS MADE AFTER JUNE 30, 1976 AND BEFORE  
24 JULY 1, 1978 BY THE BOROUGH OR CITY DURING THE FISCAL YEAR TWO  
25 YEARS EARLIER TO PAY COSTS OF SCHOOL CONSTRUCTION;]

26 (3) 80 percent of

27 (A) payments made by the borough or city during the  
28 fiscal year [TWO YEARS EARLIER] for the retirement of principal and  
29 interest on outstanding bonds, notes or other indebtedness incurred

1 after June 30, 1978 to pay costs of school construction projects  
2 approved under AS 14.07.020(11);

3 (B) cash payments made [AFTER JUNE 30, 1978] by the  
4 borough or city during the fiscal year [TWO YEARS EARLIER] to pay  
5 costs of school construction projects approved under AS 14.07.020-  
6 (11).

7 \* Sec. 2. AS 43.18.100(b)(1) is amended to read:

8 (1) offset against the amount of reimbursement authorized the  
9 amount of any funds distributed to the borough or city during [IN] the  
10 [SECOND PRECEDING] fiscal year from the school fund provided for in  
11 AS 43.50.140;

12 \* Sec. 3. TRANSITIONAL PROVISION. During the fiscal year beginning  
13 July 1, 1980, in addition to amounts payable to cities and boroughs for that  
14 fiscal year under AS 43.18.100 and AS 43.50.140 amended by this Act, the  
15 commissioner shall pay to cities and boroughs all amounts which would have  
16 been payable for fiscal years 1981 and 1982 under AS 43.18.100 as it read  
17 before its amendment by this Act and under AS 43.50.100.

18 \* Sec. 4. This Act takes effect July 1, 1980.  
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ALASKA STATE LEGISLATURE

ELEVENTH Legislature SECOND... Session

HOUSE .. BILL..... NO. .838..

By CARNEY .....

"An Act relating to debt service for school construction; and providing for an effective date."

Debt service for school construction

Introduced in the House ..2/18....., 19...80

HISTORY IN THE HOUSE

19 80

Feb. 18 Read first time and referred to Committee on HESS and Finance

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused

Reconsideration  
PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused  
Reported correctly engrossed  
Signed by Speaker  
Sent to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19 Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused

Reconsideration  
PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused  
Reported correctly engrossed  
Signed by President  
Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19 Received from Senate

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

Funding Information  
General Fund \$6,710,000  
Other Funds - 0 -  
\$6,710,000

Introduced: 2/18/80  
Referred: Community &  
Regional Affairs and Finance

1 IN THE HOUSE

BY CARNEY

2 HOUSE BILL NO. 846

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the  
7 Department of Community and Regional Affairs for the  
8 program of state aid to local governments; and pro-  
9 viding for an effective date."

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

11 \* Section 1. The sum of \$6,710,000 is appropriated from the general fund  
12 to the Department of Community and Regional Affairs to pay the full amount of  
13 entitlements approved for payment to municipalities and other recipients  
14 under AS 43.18.010 - 43.18.050 for fiscal year 1980.

15 \* Sec. 2. The unexpended and unobligated portion of the appropriation  
16 made in this Act lapses into the general fund June 30, 1980.

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

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FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 846  
 Title A supplemental appropriation for the program of state aid to local governments.  
 Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Community & Regional Affairs  
 Program Category Affected Community Development  
 BRU, Program, or Subprogram(s) Affected Local Government Assistance - Grants  
 (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						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		-0-				

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME						
PART TIME						
TEMPORARY						

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

No fiscal impact to the Department.

IV. DATE February 23, 1980 PREPARED BY Mary Foster  
 AGENCY Community & Regional Affairs  
 PHONE 465-4734  
 Original: Legislative Finance  
 cc. Budget and Management  
 Prime Sponsor (First Legislator Named)

(11)

# COMMITTEE REPORT

## HOUSE

3/10/80

FURTHER:

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

Mr. Speaker:

The Committee on FINANCE has had HB 846

"An Act making a supplemental appropriation to the Department of Community and Regional Affairs for the program of state aid to local governments; 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:

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CHAIRMAN

(7)

# COMMITTEE REPORT

## HOUSE

3/10

2/18/80

FURTHER: FINANCE

Date: 10 Mar 80

Mr. Speaker:

The Committee on COMMUNITY AND REGIONAL AFFAIRS has had HB 846

"An Act making a supplemental appropriation to the Department of Community and Regional Affairs for the program of state aid to local governments; 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  
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- 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:**

*Bar Paul*  
*Joseph Bruneau*  
*Patrick McLaughlin*  
*John Camp*  
*Charles H. Pan*  
*Fred J. Zhanoff*  
 \_\_\_\_\_  
 \_\_\_\_\_  
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 \_\_\_\_\_  
 \_\_\_\_\_

*Bar Paul*  
 CHAIRMAN

8075  
Chenoweth

Funding Information

General Fund \$6,710,000  
Other Funds - 0 -  
\$6,710,000

Introduced: 2/18/80  
Referred: Community &  
Regional Affairs and Finance

1 IN THE HOUSE

BY CARNEY

2 HOUSE BILL NO. 846

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the  
7 Department of Community and Regional Affairs for the  
8 program of state aid to local governments; and pro-  
9 viding for an effective date."

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

11 \* Section 1. The sum of \$6,710,000 is appropriated from the general fund  
12 to the Department of Community and Regional Affairs to pay the full amount of  
13 entitlements approved for payment to municipalities and other recipients  
14 under AS 43.18.010 - 43.18.050 for fiscal year 1980.

15 \* Sec. 2. The unexpended and unobligated portion of the appropriation  
16 made in this Act lapses into the general fund June 30, 1980.

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

ALASKA STATE LEGISLATURE

ELEVENTH Legislature SECOND... Session

HOUSE ...BILL..... NO. 846...

By .....CARNEY.....

"An Act making a supplemental appropriation to the Department of Community and Regional Affairs for the program of state aid to local governments; and providing for an effective date."

Supp appro, state aid to local governments

Introduced in the House ...2/18....., 19...80

HISTORY IN THE HOUSE

19 80	Read first time and referred to Committee on												
Feb. 18	Community and Regional Affairs and Finance												
	Reported back with recommendation that												
	Read second time and												
	Read third time and												
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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												
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	Read third time and												
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Excused	Excused												
	Reported correctly engrossed												
	Signed by President												
	Returned to House												
SECRETARY OF THE SENATE													

HISTORY IN THE HOUSE

19	Received from Senate
	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

# STATE OF ALASKA

## THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

HB 853  
FINANCE DIVISION  
POUCH WF-STATE CAPITOL  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-3795

February 22, 1980

### MEMORANDUM

TO: Staff

FROM: J. H. Hogan, Director  
Legislative Finance Division

SUBJECT: Municipal Grant Account

In an effort to bypass state agencies who may or may not wish to pay grants to municipalities as directed by the Legislature, we should follow the following practice with regard to such grants:

1. Budget File. Put all grants to municipalities on the budget file, using the agency code #21, Municipal Grant Account. In this manner the municipal grant project will be sorted by category and then grouped as grants within the category, but will be appropriated through no state agency and should therefore go directly to the municipality.
2. Separate Bills. In those cases where committees wish to make grants directly to a municipality, the section in an appropriation bill should read, "The sum of "X" million is appropriated from the "X" fund to the municipality of \_\_\_\_\_ for the purpose of \_\_\_\_\_."

Funding Information  
General Fund \$50,000  
Other Funds -0-  
\$50,000

Introduced: 2/18/80  
Referred: State Affairs and  
Finance

1 IN THE HOUSE

BY BETTISWORTH

2 HOUSE BILL NO. 853

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the City of  
7 Fairbanks; and providing for an effective date."

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

9 \* Section 1. The sum of \$50,000 is appropriated from the general fund to  
10 the City of Fairbanks for payment as a grant to the Fairbanks Curling Club  
11 for expenses of hosting the United States Men's National Curling Tournament  
12 at Fairbanks in 1981.

13 \* Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-  
14 070(c).

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COMMITTEE REPORT

(7)

HOUSE

2/28

FURTHER: FINANCE

2/18/80

Date: 2-27-80

Mr. Speaker:

The Committee on STATE AFFAIRS has had HB 853

"An Act making a special appropriation to the City of Fairbanks; and providing for an effective date."

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

- [X] 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

Handwritten signatures of committee members who support the bill.

MEMBERS HAVING OTHER RECOMMENDATIONS:

Handwritten signature of a committee member with other recommendations.

Handwritten signature of the Chairman.

CHAIRMAN

8082  
Cleroueth

Introduced: 2/18/80  
Reference: State Affairs and  
Finance

Funding Information	
General Fund	\$50,000
Other Funds	-0-
	<u>\$50,000</u>

1 IN THE HOUSE

BY BETTISWORTH

2 HOUSE BILL NO. 853

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the City of  
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14 070(c).

ALASKA STATE LEGISLATURE

SEVENTH Legislature SECOND Session

HOUSE BILL NO. 853

By BETTISWORTH

"An Act making a special appropriation to the City of Fairbanks; and providing for an effective date."

Spec appro, City of Fairbanks

Introduced in the House 2/18, 1980

HISTORY IN THE HOUSE

1980	Read first time and referred to Committee on												
Feb. 18	<b>State Affairs and Finance</b>												
	Reported back with recommendation that												
	Read second time and												
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CHIEF CLERK OF THE HOUSE													

HISTORY IN THE SENATE

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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
	Reported correctly enrolled
	Sent to Governor
	..... By Governor
	Filed with Lt. Governor
Chapter No. ....	